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**REMARKS**

Upon entry of the present amendment, claims 1-36 and 41-47 are pending in this application.

Also submitted with this response is an Information Disclosure Statement for consideration by the Examiner, and the appropriate fee under 37 CFR §1.17(p).

Applicants note with appreciation the recognition that claims 8-16, 18, 20, 21, 23, and 25-36 are patentable over the art of record.

Claims 37-40 are cancelled without prejudice or disclaimer. Claims 1-12 and 41-47 have been amended to clarify the subject matter Applicants consider the claimed invention. Support for the amended claims is found throughout the application and claims as originally filed, *see, e.g.*, claims 17, 22, 27, and 32, and Figure(s) 3, 14, 39, and 44. No new matter is added. In particular, the terms “phenolic” and/or “moiety” have been deleted from claims 1-7, 10, and 12 and replaced with the new terms “hydroxyl” or “group”. The new terms are respectfully submitted to be more precise and more in keeping with Applicants’ intent and disclosure. Therefore, it is clearer that the claims, as amended herein, include within their scope and distinctly point out trimethoxyphenyl-substituted indole ligands that are substituted further with one or more hydroxyl functional groups (*i.e.*, –OH), rather than a phenolic group (*i.e.*, Ar-OH).

The Examiner’s rejections and objections are addressed in turn as set forth in the Office Action.

***RESTRICTION UNDER 35 U.S.C §121 AND 35 U.S.C §372***

Applicants affirm the provisional election that was made during a telephonic interview with the examiner on September 8, 2003. Applicants wish to prosecute the invention of Group I, Claims 1-36 and 41-47, and withdraw their traversal. Claims 37-40 have been cancelled without prejudice or disclaimer. Applicants reserve the option to prosecute any of the cancelled subject matter in a future divisional patent application(s).

***OBJECTION TO SPECIFICATION UNDER 37 CFR 1.72(b)***

Applicants hereby submit an Abstract as an attachment to this response in order to comply with the requirements of 37 CFR 1.72(b).

***REJECTION UNDER 35 U.S.C §112, SECOND PARAGRAPH***

Claims 2, 7 and 41-47 were rejected under 35 U.S.C. §112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter Applicants regard as the invention. Claim 2 has been amended to include a closed parenthesis, in accordance with the Examiner's suggestion. Claim 7 has been amended to delete the duplicate parenthesis and the duplicate phrase "may be the same or different".

In claims 41, 42, 44, and 45, the Examiner considered the phrase "tubulin-containing system" to be unclear. In order to overcome this rejection, the amended claims now recite that the inhibition of tubulin polymerization takes place in a cell.

Claims 41, 43, 46, and 47 have been amended to insert the phrase "one" between any and of Claims 1-36, in accordance with the Examiner's suggestion.

Claim 43 has been amended to a) replace the phrase "host" with "mammal" and b) insert the phrase "therapeutically effective amount of", in accordance with the Examiner's suggestion.

Claim 45 has been amended to replace the phrase "may be chosen from the group containing" with "is selected from the group consisting of", in accordance with the Examiner's suggestion.

Claim 46 has been amended to replace the phrase "A preparation for pharmaceutical use containing" with "A pharmaceutical composition comprising", in accordance with the Examiner's suggestion.

The Examiner considered Claim 47 to be unclear as to what is being administered or where the tumor vasculature is being destroyed. Claim 47 has amended to distinctly point out that tumor vasculature destroyed is located in a patient and that any of the compounds of claims 1-36 may be administered to destroy the tumor vasculature located in a patient.

Applicants respectfully submit that the above amendments and comments obviate the rejection under 35 U.S.C. §112, second paragraph, and accordingly request withdrawal of the rejection.

***REJECTION UNDER 35 U.S.C §101***

Claim 46 was rejected under 35 U.S.C. §101 because the claimed recitation of a use does not set forth the steps involved in the process. Applicants respectfully note that original claim 46 was directed to a composition for pharmaceutical use, but for clarity the claim has been amended to explicitly state that the claim recites a "pharmaceutical composition". Applicants respectfully submit that withdrawal of this rejection is proper.

***REJECTION UNDER 35 U.S.C §102***

Claims 1-6, 17, 19, 22, 24 and 41-47 stand rejected under 35 U.S.C. §102(e) as being anticipated by **Pero et al.**, US Patent No. 6,538,038 (referred to hereafter as “**Pero**”).

Applicants traverse. Applicants respectfully submit that the Publication is not prior art under 35 U.S.C. §102(e), since the claimed invention was invented by Applicants prior to the effective date of the reference. Submitted with this response is a Declaration under 37 C.F.R. §1.131 executed by Kevin G. Pinney, who is listed as an inventor in the subject application (the “Declaration”). Dr. Pinney is a research professor in synthetic organic chemistry at Baylor University, the Assignee of the subject application. As principal investigator and thesis advisor, Dr. Pinney supervised the work of several graduate and undergraduate students in his laboratory, many of whom worked on projects related to the reduction to practice of the present invention. The Declaration demonstrates his sole invention of the subject matter of Claims 1-6, 17, 19, 22, 24, and 41-47, prior to the effective date of **Pero**. The prior of invention of Compounds XVII and XVIII (Claims 17 and 19); generic trimethoxyphenyl-substituted indole ligands and their methods of use (Claims 1-3, 41-47); and positional isomers of these compounds (Claims 4-6, 22, and 24), are addressed separately as set forth below.

*a) Prior Invention of Claims 17 and 19*

Declarant Pinney unequivocally states that he conceived of Compound XVII and Compound XVIII (collectively, the “Compounds”) as claimed in pending Claims 17 and 19 respectively, at a date prior to February 16, 2000, the effective date of **Pero**. The Declarant provides evidentiary support for this statement in the form of Exhibit 3 of the Declaration. Exhibit 3 is a copy of select pages from the May 1999 thesis manuscript of Feng Wang, a graduate student performing research in the laboratory of Kevin Pinney (“the Wang thesis”). The Wang thesis reports the synthesis of Compound 33, a non-hydroxylated analog of Compound XVII. Based on the promising anti-tubulin polymerization and anti-mitotic activity of Compound 33, Declarant Pinney proposed the synthesis of hydroxylated analogs of Compound 33. Several of these hydroxylated analogs are depicted in the Wang thesis, including Compound XVII. Declarant Pinney theorized that Compound XVII would have beneficial properties, namely anti-tubulin polymerization and anti-mitotic activity. Therefore, the Wang thesis provides *prima facie* evidence that Declarant Pinney conceived of Compound XVII prior to the effective filing date of **Pero**.

Submitted with this response is a priority claim under 35 U.S.C. §119(e) to Provisional Patent Application No. 60/154,639 which the Applicants filed in the USPTO on September 17,

1999 (hereinafter the "Provisional"). The Provisional provided a detailed description of the synthesis of Compound 33 (see Schemes 1-4, pages 11-15 and Example 1, pages 15-17), its tubulin binding activity (see Example 2, page 17), and its cytotoxicity towards tumor cells (see Examples 3 and 4, page 18). The Provisional also clearly indicated that a hydroxylated version of Compound 33 was envisioned (see page 19 of the Provisional, lines 20-24):

"Phenolic groups may also have activity on these described indole ligands. The synthesis of any of these modified indole ligands will be very straight-forward for anyone skilled in the art, and often will only involve a different choice of initial starting materials. To prepare these alternative ligands, the same synthetic Schemes 1-4, or similar schemes with only slight modifications may be employed."

Having conceived of Compound XVII, Declarant Pinney recognized the importance of using phosphate ester derivatives of it and other hydroxylated indole compounds, since the addition of such a group would be expected to impart improved water solubility to the compound. Additionally, it was theorized that these phosphate prodrugs would be selectively dephosphorylated in the body to generate their active, hydroxylated counterparts. Most importantly, Declarant Pinney realized at the time of his invention that a phosphate ester group could also be necessary for improved tumor growth control through destruction of tumor vasculature. Applicants again stated in the Provisional that the phosphate ester portion is an important molecular feature for targeting the compound to sites of enhanced vascularization such as those found in a tumor (see page 5, lines 5-10). Having recognized the value of an indole phosphate ester prodrug, Declarant Pinney conceived and proposed the synthesis of Compound XVIII, the phosphate ester prodrug of Compound XVII, again, prior to the effective filing date of **Pero**.

After conceiving of the Compounds, Declarant Pinney then diligently proceeded to reduce his invention to practice. Discussion notes submitted as Exhibit 4 of the Declaration demonstrate that Dr. Pinney had initiated attempts to synthesize the Compounds as early as January 17, 2000, almost a full month before the filing date of **Pero**. Declarant Pinney devised a complete synthetic scheme for the Compounds (see "Scheme III" of Exhibit 5), based on methods well known in the art, and presented this scheme in a supplemental grant proposal to OXiGENE, the Assignee of the **Pero** application, prior to the filing date of **Pero**. This scheme appears in the present application in FIGs 12, 13 and 14.

Throughout the period from just prior to the February 16, 2000 filing date of **Pero** and up until at least May 30, 2000, Declarant Pinney enlisted technical assistance from an undergraduate chemistry student, Heather O'Dell, in order to prepare the Compounds. As

evidenced by several laboratory notebook entries from this period (see Exhibit 6 of Declaration), Ms. O'Dell made several attempts to obtain the necessary starting materials for the synthesis of the Compounds using the scheme devised by Dr. Pinney. Unfortunately, these attempts did not result in sufficient amounts of material, nor could it be conclusively demonstrated that these materials had indeed been successfully synthesized. Therefore, in order to expedite the synthesis of the materials, Declarant Pinney enlisted more experienced student and technician chemists in order to work on the reduction to practice of the Compounds. One of these students, Mallinath Hadimani, began to make progress towards this goal shortly after taking up work on the project as early as June 18<sup>th</sup>, 2000. In several laboratory notebook entries submitted as Exhibit 7 of the Declaration, Hadimani records progress towards the synthesis of Intermediate #1, the TBS-protected 2-bromo-3-hydroxy-4-methoxyacetophenone. Hadimani successfully obtained Intermediate #1 on July 23, 2000.

Hadimani continued with diligence in his laboratory work through and after September 15, 2000, at which time Applicants constructively reduced their invention to practice by filing a PCT Application designating the United States of America (International PCT Application No. PCT/US00/25408) and listing the same description and claims as currently pending in the subject Application.

Declarant Pinney continued with diligence to actually reduce the invention to practice by synthesizing the Compounds. Declarant Pinney assembled a larger team of chemists (see Exhibit 8 of Declaration), all of whom independently but under Dr. Pinney's direction worked towards this goal. Notebook entries from one of these chemists, Jimmy Kessler, demonstrate that he successfully obtained Intermediate #2 on September 28, 2000, and Compound XVII shortly thereafter, on October 10, 2000 (see Exhibit 9 of Declaration). Mallinath Hadimani continued on with the phosphorylation of Compound XVII, and successfully obtained Compound XVIII on November 13, 2000, as evidenced by his notebook entries in Exhibit 10. ✓

When taken together, all of the foregoing activities demonstrate reasonable and continuous diligence by Dr. Pinney in both constructively and actually reducing his invention to practice.

b) Prior Invention of Claims 1-6, 22, 24, 41-47

In the view of the Examiner, Claims 1-6, 22, and 24 are also anticipated by Pero. Applicants traverse this rejection for at least one of the following reasons. Firstly, in order to anticipate Claims 4-6, 22, and 24, **Pero** must teach each and every element and feature of these claims. The only compounds discussed or described in the Pero application that are relevant to these claims are Compounds XVII and XVIII. But as noted above, the **Pero** reference has been

removed as prior art since these compounds were invented prior to the effective **Pero** reference date. Accordingly, Applicants submit that the 102(e) rejection does not apply to Claims 4-6, 22, and 24 as amended, and should be withdrawn.

Secondly, as the Declarants note, the subject matter of Claims 1-6 was clearly set out in claims accompanying the Provisional. For example, Provisional claim 5 is a substantial duplicate of pending Claim 1 in the Application as it recites a generic structure for indole-based anti-mitotic agents containing a “phenolic moiety”, *i.e.*, an aryl ring with a hydroxyl group. Therefore the subject matter of these claims was constructively reduced to practice at least as early as the priority patent application. Thirdly, the Declaration submitted herewith establishes prior invention of the subject matter of Claims 17 and 19, and therefore also the subject matter of Claims 1-3, since Claim 1 as a whole reads on the species of Claim 17 and Claim 1 and 2 both read on the species claimed in Claim 19 (see MPEP 715.02).

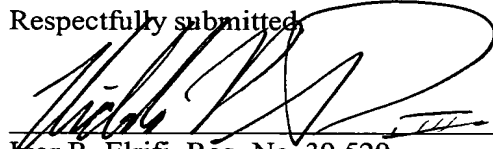
Rejected claims 41-47 are thus not anticipated by **Pero** for at least the same reasons as recited with regard to the independent claims from which they depend.

**CONCLUSION**

In view of the aforementioned remarks and amendments, the Applicants believe that each of pending claims is in condition for allowance. Reconsideration, withdrawal of the rejections, and passage of the case to issue is respectfully requested. A notice to this effect is earnestly solicited.

If, upon receipt and review of this amendment, the Examiner believes that the present application is not in condition for allowance and that changes can be suggested which would place the claims in allowable form, the Examiner is respectfully requested to call Applicant's undersigned counsel at the number provided below.

Respectfully submitted,



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Dated: March 9, 2004



Applicant(s): Kevin G. Pinney  
Appl'n No. 10/070,484

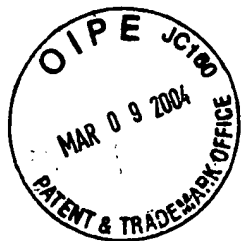
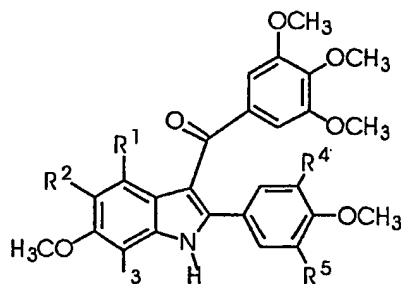


Exhibit 1 – Pending claims

(see attached)

What is claimed is:

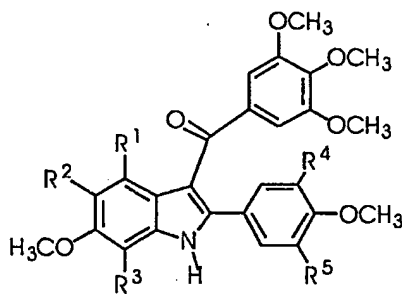
1. A compound of the structure:



wherein

- 5  $R^1$  through  $R^5$  contain at least one phenolic moiety or at least one amine group ( $NH_2$ ,  $NHR^1$ , or  $NR^6R^7$  where  $R^6$  and  $R^7$  are the same or different alkyl having up to 8 carbon atoms), benzyl, or aryl while the remaining  $R^1$  through  $R^5$  are hydrogen.

2. A compound of the structure:

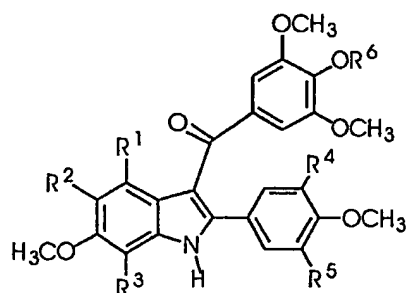


wherein

- 5  $R^1$  through  $R^5$  contain at least one phosphate ester moiety ( $-OP(O)(OM^+)_2$ ) or a phosphoramidate ( $-NP(O)(OM^+)_2$ ) where  $M$  is a cation or ( $-NP(O)(OR)_2$ ) where

R is an alkyl with up to 8 carbon atoms (the two R groups are the same or different, benzyl, or aryl while the remaining R<sup>1</sup> through R<sup>5</sup> are hydrogen.

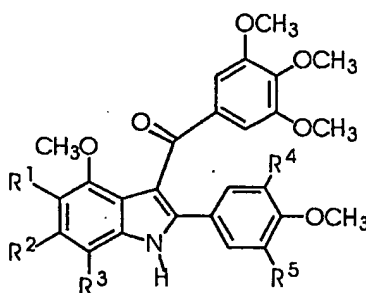
3. A compound of the structure:



wherein

R<sup>1</sup> through R<sup>5</sup> contain at least one phosphate ester moiety (-OP(O)(O<sup>-</sup>M<sup>+</sup>)<sub>2</sub>) or a phosphoramidate (-NP(O)(O<sup>-</sup>M<sup>+</sup>)<sub>2</sub>) where M is a cation or (-NP(O)(OR)<sub>2</sub>) where R is an alkyl with up to 8 carbon atoms (the two R groups are the same or different), benzyl, or aryl while the remaining R<sup>1</sup> through R<sup>5</sup> are hydrogen, and R<sup>6</sup> is hydrogen or alkyl.

4. A compound of the structure:

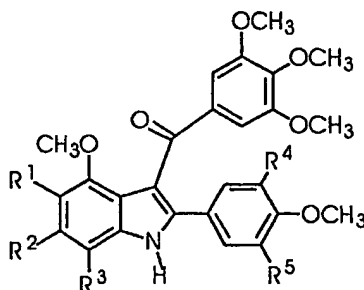


wherein

R<sup>1</sup> through R<sup>5</sup> contain at least one phenolic moiety or at least one amine (NH<sub>2</sub>, NHR<sup>1</sup>, or NR<sup>6</sup>R<sup>7</sup> where R<sup>6</sup> and R<sup>7</sup> the same or different alkyl having up to 8

carbon atoms, benzyl, or aryl groups) while the remaining R<sup>1</sup> through R<sup>5</sup> are a hydrogen.

5. A compound of the structure:

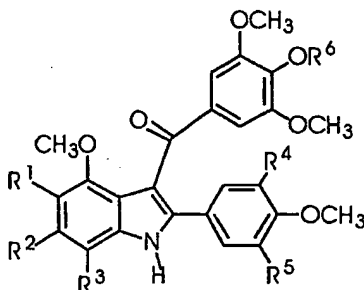


wherein

5

R<sup>1</sup> through R<sup>5</sup> contain at least one phosphate ester moiety (-OP(O)(O<sup>-</sup>M<sup>+</sup>)<sub>2</sub>) or a phosphoramidate (-NP(O)(O<sup>-</sup>M<sup>+</sup>)<sub>2</sub>) where M is a cation or (-NP(O)(OR)<sub>2</sub>) where R is an alkyl with up to 8 carbon atoms (the two R groups are the same or different), benzyl, or aryl while the remaining R<sup>1</sup> through R<sup>5</sup> are hydrogen.

6. A compound of the structure:



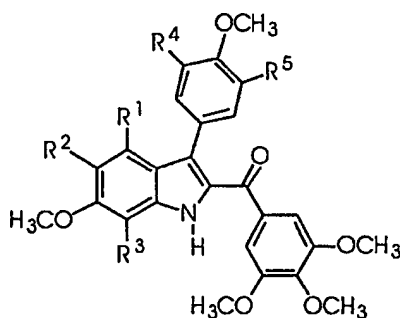
wherein

5

R<sup>1</sup> through R<sup>5</sup> contain at least one phosphate ester moiety (-OP(O)(O<sup>-</sup>M<sup>+</sup>)<sub>2</sub>) or a phosphoramidate (-NP(O)(O<sup>-</sup>M<sup>+</sup>)<sub>2</sub>) where M = a cation or (-NP(O)(OR)<sub>2</sub>) where

R is an alkyl with up to 8 carbon atoms (the two R groups are the same or different), or benzyl, or aryl groups, while the remaining R<sup>1</sup> through R<sup>5</sup> are a hydrogen and R<sup>6</sup> is hydrogen or alkyl.

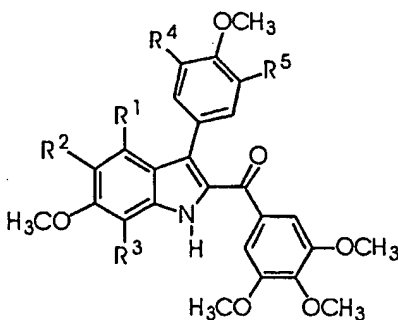
7. A compound of the structure:



wherein

R<sup>1</sup> through R<sup>5</sup> contain at least one phenolic moiety or at least one amine group (NH<sub>2</sub>, NHR or NR<sup>6</sup>R<sup>7</sup> where R<sup>6</sup> and R<sup>7</sup> are the same or different alkyl having up to 8 carbon atoms may be the same or different), or benzyl, or aryl groups) while the remaining R<sup>1</sup> through R<sup>5</sup> are a hydrogen.

8. A compound of the structure:

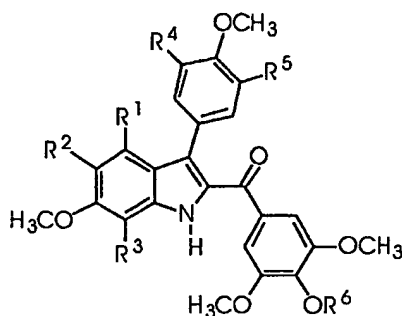


wherein

5

$R^1$  through  $R^5$  contain at least one phosphate ester ( $-\text{OP}(\text{O})(\text{O}^+\text{M})_2$ ) or a phosphoramidate ( $-\text{NP}(\text{O})(\text{O}^+\text{M})_2$ ) where M is a cation or ( $-\text{NP}(\text{O})(\text{OR})_2$ ) where R is an alkyl with up to 8 carbon atoms (the two R groups are the same or different), benzyl, or aryl while the remaining  $R^1$  through  $R^5$  are hydrogen.

9. A compound of the structure:

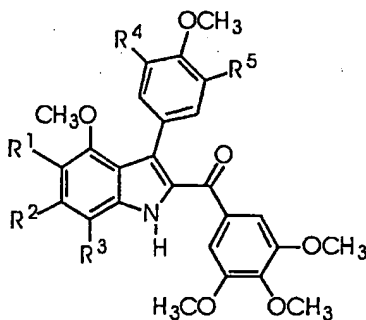


wherein

5

$R^1$  through  $R^5$  contain at least one phosphate ester ( $-\text{OP}(\text{O})(\text{O}^+\text{M})_2$ ) or phosphoramidate ( $-\text{NP}(\text{O})(\text{O}^+\text{M})_2$ ) where M is a cation or ( $-\text{NP}(\text{O})(\text{OR})_2$ ) where R is an alkyl with up to 8 carbon atoms (the two R groups are the same or different), benzyl, or aryl, while the remaining  $R^1$  through  $R^5$  are hydrogen, and  $R^6$  is hydrogen or alkyl.

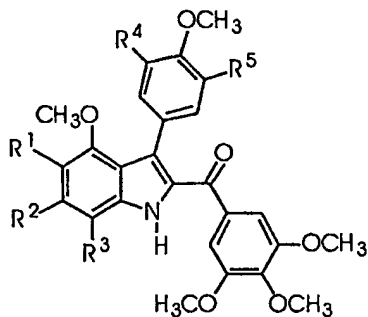
10. A compound of the structure:



wherein

5  $R^1$  through  $R^5$  contain at least one phenolic moiety or at least one amine group ( $NH_2$ ,  $NHR^1$ , or  $NR^6R^7$  where  $R^6$  and  $R^7$  are the same or different alkyl having up to 8 carbon atoms, benzyl, or aryl) while the remaining  $R^1$  through  $R^5$  are a hydrogen.

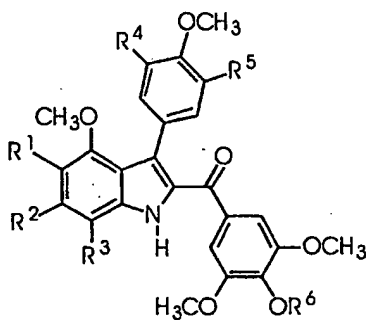
11. A compound of the structure:



wherein

5  $R^1$  through  $R^5$  contain at least one phosphate ester ( $-OP(O)(O^+M^+)_2$ ) or a phosphoramidate ( $-NP(O)(O^+M^+)_2$ ) where M is a cation or ( $-NP(O)(OR)_2$ ) where R is an alkyl with up to 8 carbon atoms (the two R groups are the same or different), benzyl, or aryl, while the remaining  $R^1$  through  $R^5$  are hydrogen.

12. A compound of the structure:

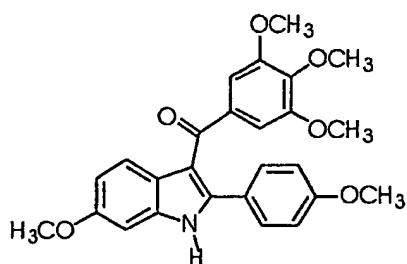


wherein

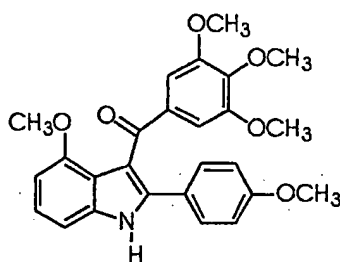
5  $R^1$  through  $R^5$  contain at least one phosphate ester moiety ( $-OP(O)(O^+M^+)_2$ ) or a phosphoramidate ( $-NP(O)(O^+M^+)_2$ ) where M is a cation or ( $-NP(O)(OR)_2$ ) where R is an

alkyl with up to 8 carbon atoms (the two R groups are the same or different), benzyl, or aryl while the remaining R<sup>1</sup> through R<sup>5</sup> are hydrogen, and R<sup>6</sup> is hydrogen or alkyl.

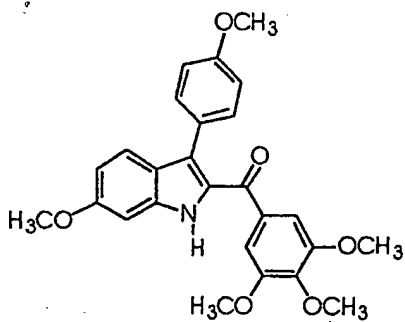
13. A compound of the structure:



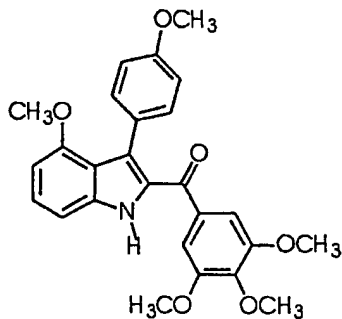
14. A compound of the structure:



15. A compound of the structure:

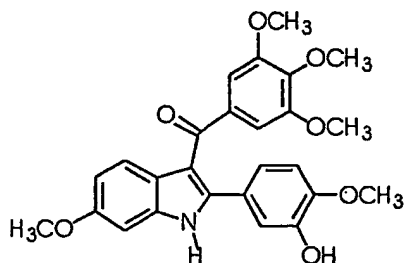


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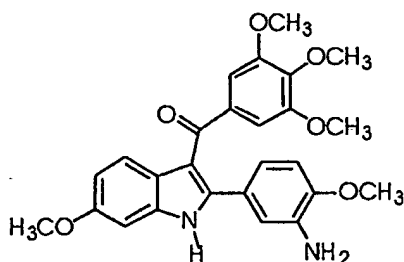




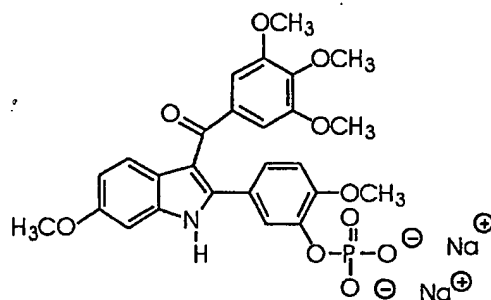
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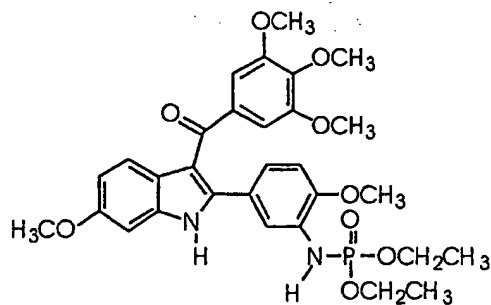
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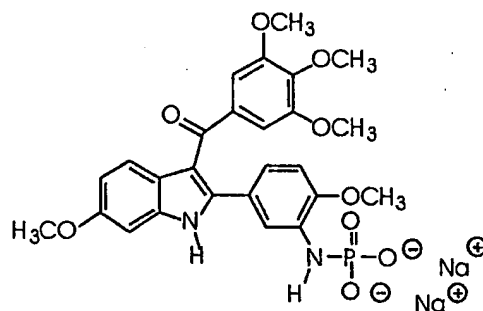
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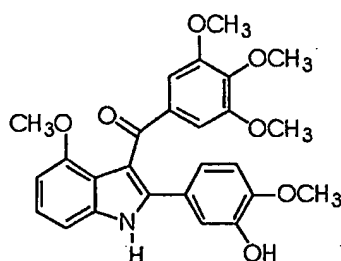
20. A compound of the structure:



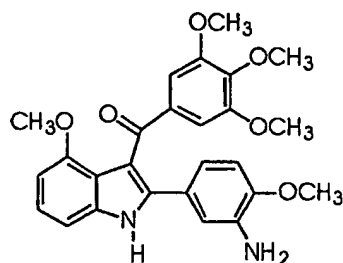
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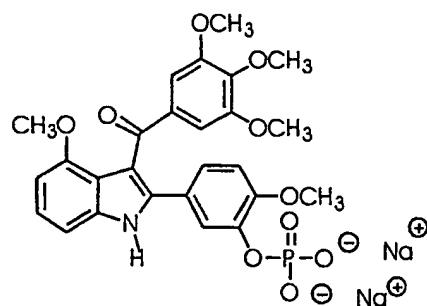
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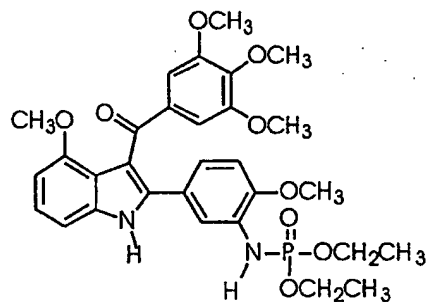
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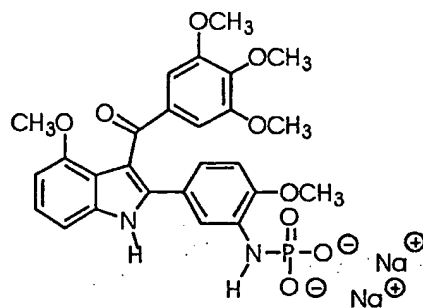
24. A compound of the structure:



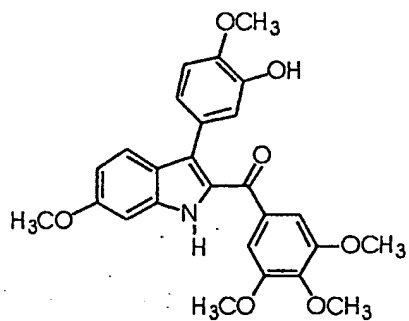
25. A compound of the structure:



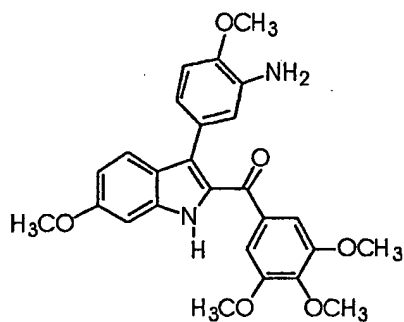
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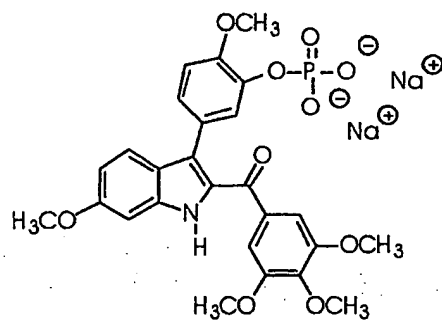
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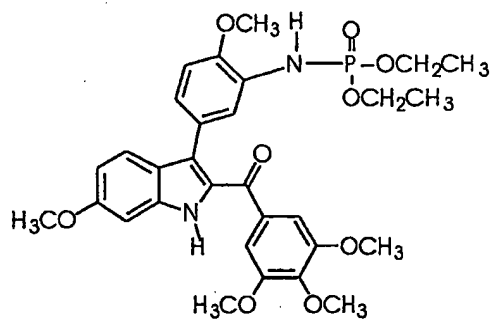
28. A compound of the structure:



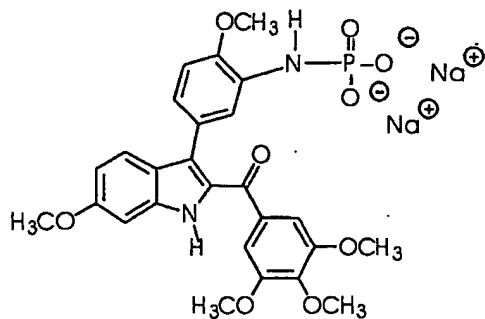
29. A compound of the structure:



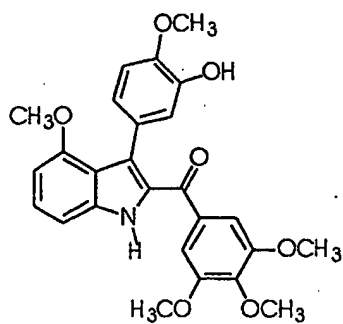
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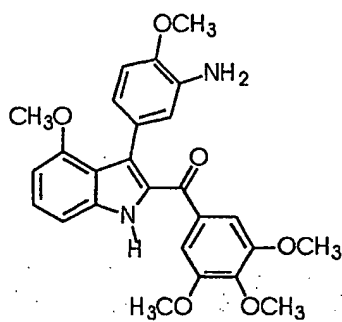
31. A compound of the structure:



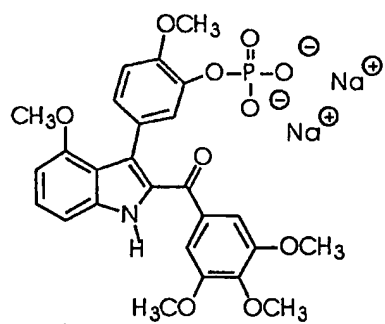
32. A compound of the structure:



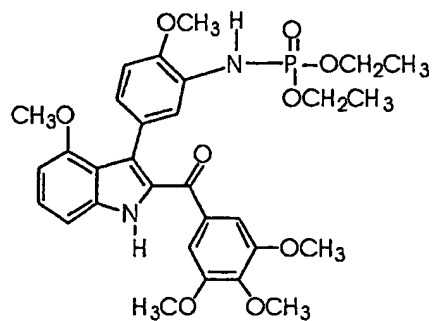
33. A compound of the structure:



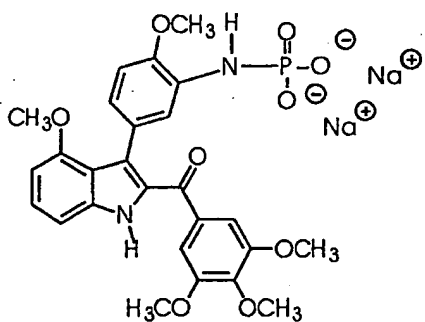
34. A compound of the structure:



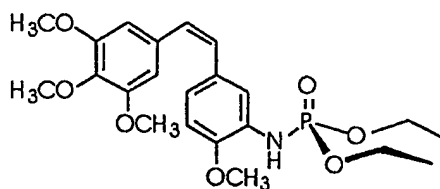
35. A compound of the structure:



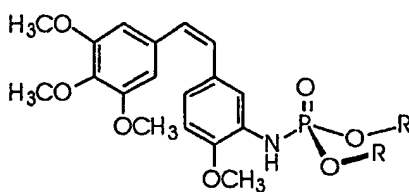
36. A compound of the structure:



37. A compound of the structure:



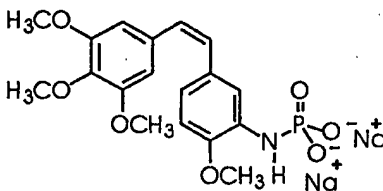
38. A compound of the structure:



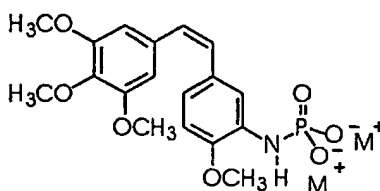
wherein

R is chosen to be any appropriate alkyl or branched alkyl having up to 8 carbon atoms, the two R groups may be the same or different.

39. A compound of the structure:



40. A compound of the structure:



wherein

M<sup>+</sup> is a cation.

41. A method for inhibiting tubulin polymerization by contacting a tubulin-containing system with an effective amount of a compound described in any of claims 1-40.
42. The method of claim 41 wherein said system is in a tumor cell.
43. A method of treating a host afflicted with a neoplastic disease by administering to said host a compound described in any of claims 1-40.
44. The method of claims 41, wherein the contacted system is located in a patient.
45. The method of claim 41 described further as for treating cancer, wherein said cancer may be chosen from the group containing leukemia, lung, colon, thyroid, CNS, melanoma, ovarian, renal, prostate, and breast cancers.

46. A preparation for pharmaceutical use containing a compound from any of claims 1-40 as an active component along with a pharmaceutically acceptable carrier.

47. A method for selectively targeting and destroying tumor vasculature comprising administering an effective amount of a compound described in any of claims 1-40.



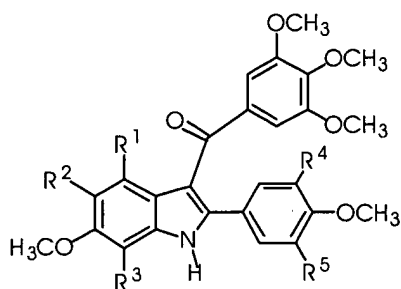
Applicant(s): Kevin G. Pinney  
Appl'n No. 10/070,484



Exhibit 2 – Amended claims in Response to Office Action accompanying this  
petition

(see attached)

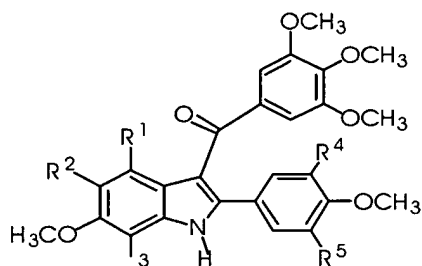
1. (Currently Amended) A compound of the structure:



wherein

$R^1$  through  $R^5$  contain at least one hydroxyl group ~~phenolic moiety~~ or at least one amine group ( $NH_2$ ,  ~~$NHR^1$~~   $NHR^6$ , or  $NR^6R^7$  where  $R^6$  and  $R^7$  are the same or different alkyl having up to 8 carbon atoms), ~~benzyl, or aryl~~ while the remaining  $R^1$  through  $R^5$  are hydrogen.

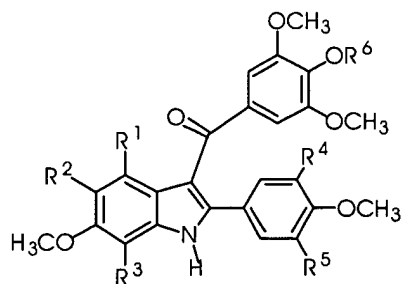
2. (Currently Amended) A compound of the structure:



wherein

$R^1$  through  $R^5$  contain at least one phosphate ester ~~moiety~~ ( $-OP(O)(O^+M^-)_2$ ) or a phosphoramidate ( $-NP(O)(O^+M^-)_2$ ) where  $M$  is a cation or ( $-NP(O)(OR)_2$ ) where  $R$  is an alkyl with up to 8 carbon atoms (the two  $R$  groups are the same or different), ~~benzyl, or aryl~~ while the remaining  $R^1$  through  $R^5$  are hydrogen.

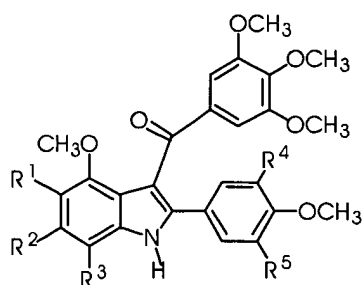
3. (Currently Amended) A compound of the structure:



wherein

$R^1$  through  $R^5$  contain at least one phosphate ester moiety ( $-\text{OP}(\text{O})(\text{O}^-\text{M}^+)_2$ ) or a phosphoramidate ( $-\text{NP}(\text{O})(\text{O}^-\text{M}^+)_2$ ) where M is a cation or ( $-\text{NP}(\text{O})(\text{OR})_2$ ) where R is an alkyl with up to 8 carbon atoms (the two R groups are the same or different), ~~benzyl, or aryl~~ while the remaining  $R^1$  through  $R^5$  are hydrogen, and  $R^6$  is hydrogen or alkyl.

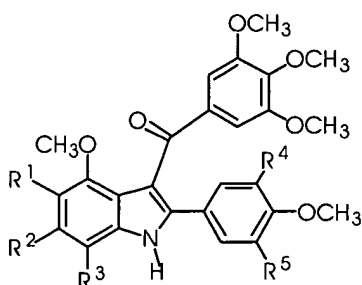
4. (Currently Amended) A compound of the structure:



wherein

$R^1$  through  $R^5$  contain at least one hydroxyl phenolic moiety or at least one amine ( $\text{NH}_2$ ,  ~~$\text{NHR}^1$~~ , or  $\text{NR}^6\text{R}^7$  where  $R^6$  and  $R^7$  the same or different alkyl having up to 8 carbon atoms, ~~benzyl, or aryl groups~~) while the remaining  $R^1$  through  $R^5$  are a hydrogen.

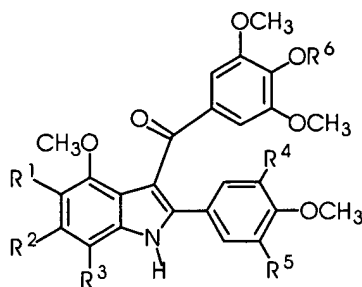
5. (Currently Amended) A compound of the structure:



wherein

$R^1$  through  $R^5$  contain at least one phosphate ester moiety ( $-\text{OP}(\text{O})(\text{O}^-\text{M}^+)_2$ ) or a phosphoramidate ( $-\text{NP}(\text{O})(\text{O}^-\text{M}^+)_2$ ) where M is a cation or ( $-\text{NP}(\text{O})(\text{OR})_2$ ) where R is an alkyl with up to 8 carbon atoms (the two R groups are the same or different), ~~benzyl, or aryl~~ while the remaining  $R^1$  through  $R^5$  are hydrogen.

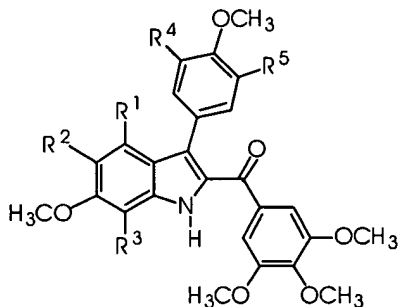
6. (Currently Amended) A compound of the structure:



wherein

$R^1$  through  $R^5$  contain at least one phosphate ester moiety ( $-\text{OP}(\text{O})(\text{O}^-\text{M}^+)_2$ ) or a phosphoramidate ( $-\text{NP}(\text{O})(\text{O}^-\text{M}^+)_2$ ) where  $\text{M}$  is a cation or ( $-\text{NP}(\text{O})(\text{OR})_2$ ) where  $\text{R}$  is an alkyl with up to 8 carbon atoms (the two  $\text{R}$  groups are the same or different), or benzyl, or aryl groups, while the remaining  $R^1$  through  $R^5$  are a hydrogen and  $R^6$  is hydrogen or alkyl.

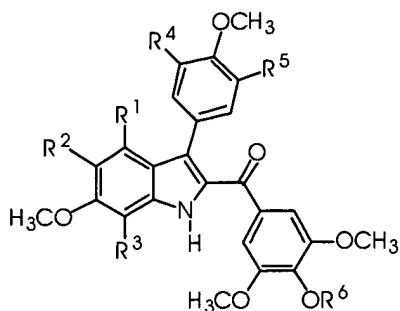
7. (Currently Amended) A compound of the structure:



wherein

$R^1$  through  $R^5$  contain at least one hydroxyl group phenolic moiety or at least one amine group ( $\text{NH}_2$ ,  $\text{NHR}^6$  or  $\text{NR}^6\text{R}^7$  where  $R^6$  and  $R^7$  are the same or different alkyl having up to 8 carbon atoms may be the same or different), or benzyl, or aryl groups) while the remaining  $R^1$  through  $R^5$  are a hydrogen.

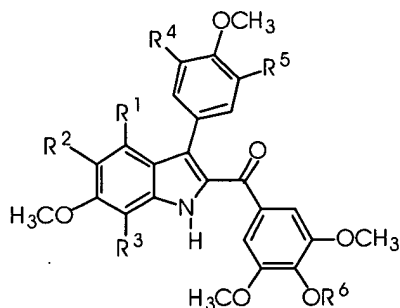
8. (Currently Amended) A compound of the structure:



wherein

$R^1$  through  $R^5$  contain at least one phosphate ester ( $-\text{OP}(\text{O})(\text{O}^-\text{M}^+)_2$ ) or a phosphoramidate ( $-\text{NP}(\text{O})(\text{O}^-\text{M}^+)_2$ ) where M is a cation or ( $-\text{NP}(\text{O})(\text{OR})_2$ ) where R is an alkyl with up to 8 carbon atoms (the two R groups are the same or different), ~~benzyl~~, or ~~aryl~~ while the remaining  $R^1$  through  $R^5$  are hydrogen.

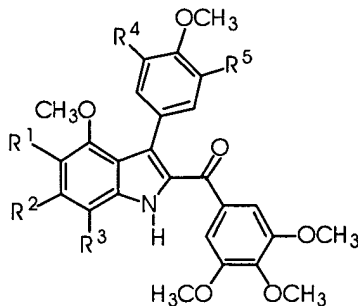
9. (Currently Amended) A compound of the structure:



wherein

$R^1$  through  $R^5$  contain at least one phosphate ester ( $-\text{OP}(\text{O})(\text{O}^-\text{M}^+)_2$ ) or phosphoramidate ( $-\text{NP}(\text{O})(\text{O}^-\text{M}^+)_2$ ) where M is a cation or ( $-\text{NP}(\text{O})(\text{OR})_2$ ) where R is an alkyl with up to 8 carbon atoms (the two R groups are the same or different), ~~benzyl~~, or ~~aryl~~, while the remaining  $R^1$  through  $R^5$  are hydrogen, and  $R^6$  is hydrogen or alkyl.

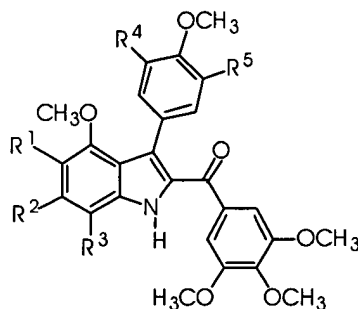
10. (Currently Amended) A compound of the structure:



wherein

R<sup>1</sup> through R<sup>5</sup> contain at least one hydroxyl group ~~phenolic moiety~~ or at least one amine group (NH<sub>2</sub>, ~~NHR~~<sup>6</sup>, or NR<sup>6</sup>R<sup>7</sup> where R<sup>6</sup> and R<sup>7</sup> are the same or different alkyl having up to 8 carbon atoms, benzyl, or aryl) while the remaining R<sup>1</sup> through R<sup>5</sup> are a hydrogen.

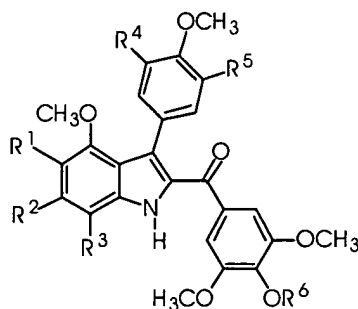
11. (Currently Amended) A compound of the structure:



wherein

R<sup>1</sup> through R<sup>5</sup> contain at least one phosphate ester (-OP(O)(O<sup>-</sup>M<sup>+</sup>)<sub>2</sub>) or a phosphoramidate (-NP(O)(O<sup>-</sup>M<sup>+</sup>)<sub>2</sub>) where M is a cation or (-NP(O)(OR)<sub>2</sub>) where R is an alkyl with up to 8 carbon atoms (the two R groups are the same or different), ~~benzyl,~~ ~~or aryl,~~ while the remaining R<sup>1</sup> through R<sup>5</sup> are hydrogen.

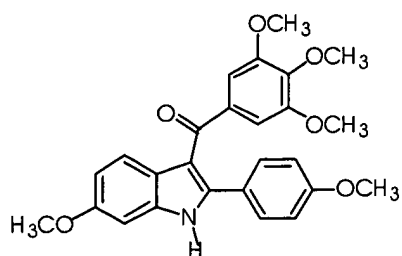
12. (Currently Amended) A compound of the structure:



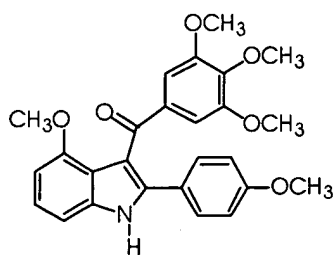
wherein

R<sup>1</sup> through R<sup>5</sup> contain at least one phosphate ester ~~moiety~~ (-OP(O)(O<sup>-</sup>M<sup>+</sup>)<sub>2</sub>) or a phosphoramidate (-NP(O)(O<sup>-</sup>M<sup>+</sup>)<sub>2</sub>) where M is a cation or (-NP(O)(OR)<sub>2</sub>) where R is an alkyl with up to 8 carbon atoms (the two R groups are the same or different), ~~benzyl,~~ ~~or aryl~~ while the remaining R<sup>1</sup> through R<sup>5</sup> are hydrogen, and R<sup>6</sup> is hydrogen or alkyl.

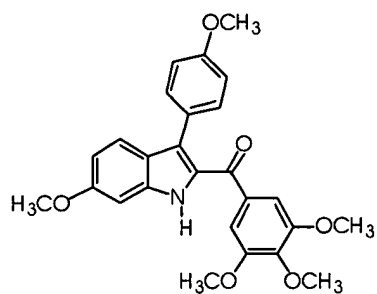
13. (Original) A compound of the structure:



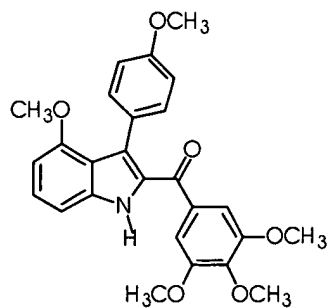
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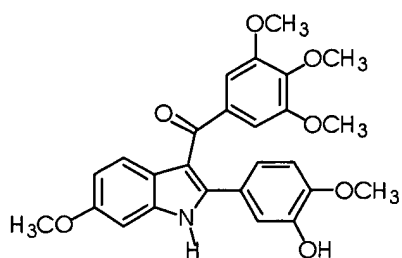
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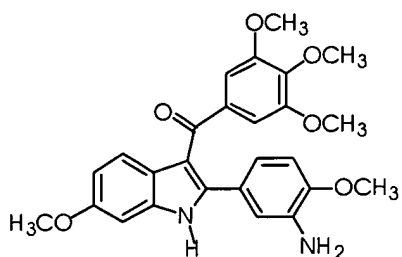
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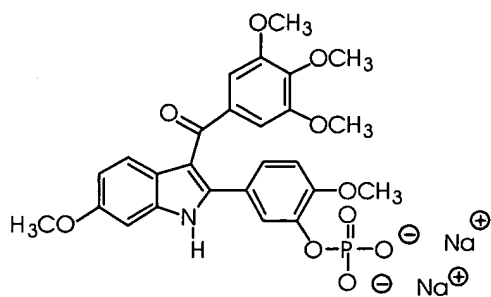
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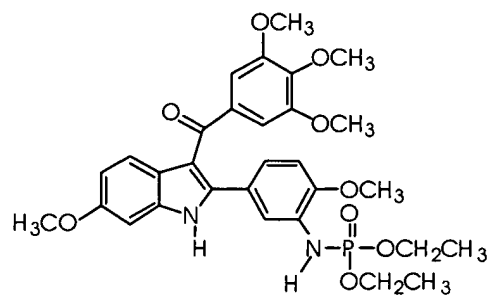
18. (Original) A compound of the structure:



19. (Original) A compound of the structure:

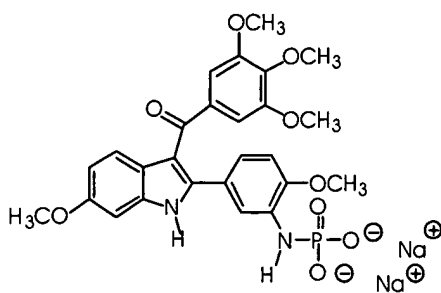


20. (Original) A compound of the structure:

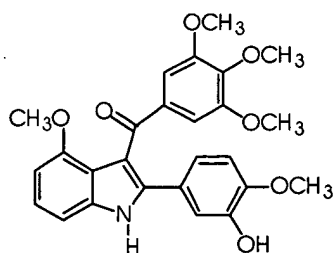




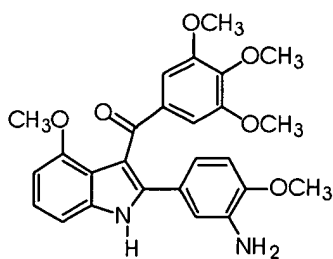
21. (Original) A compound of the structure:



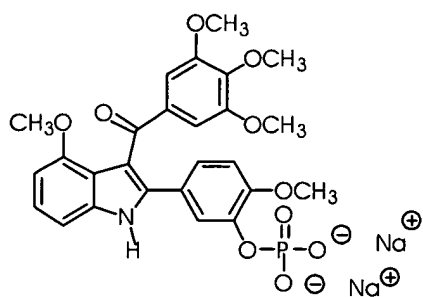
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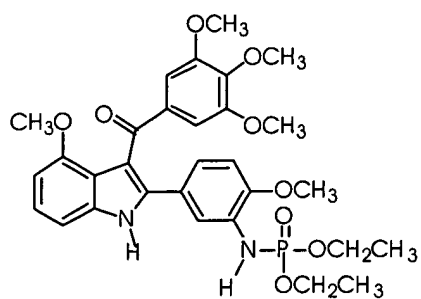
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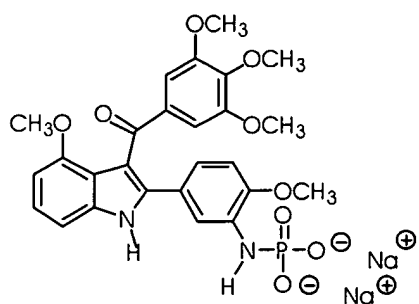
24. (Original) A compound of the structure:



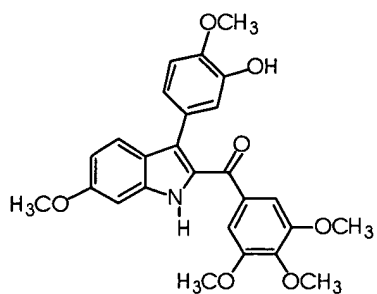
25. (Original) A compound of the structure:



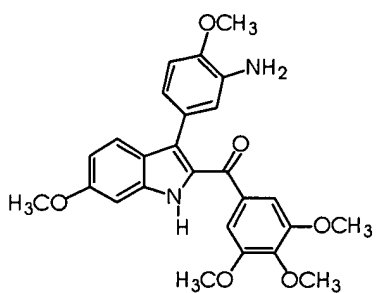
26. (Original) A compound of the structure:



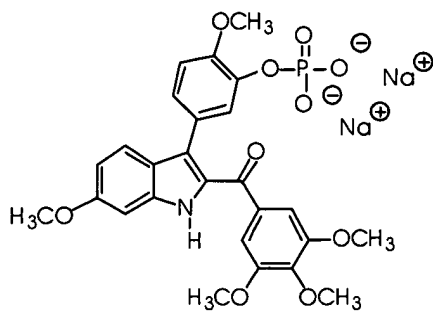
27. (Original) A compound of the structure:



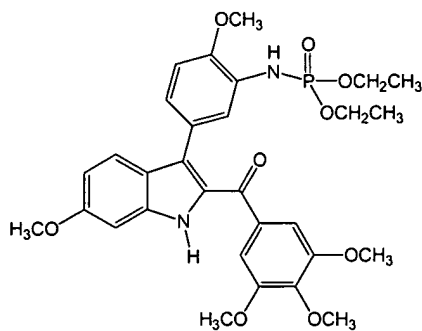
28. (Original) A compound of the structure:



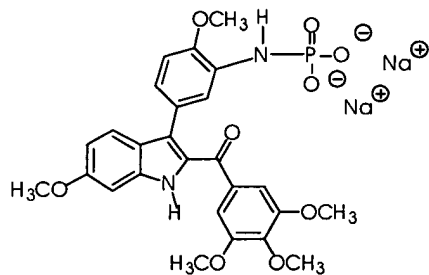
29. (Original) A compound of the structure:



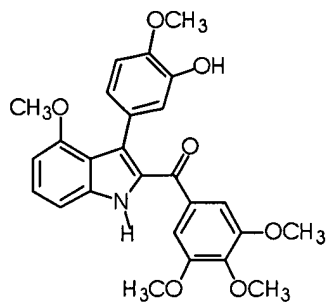
30. (Original) A compound of the structure:



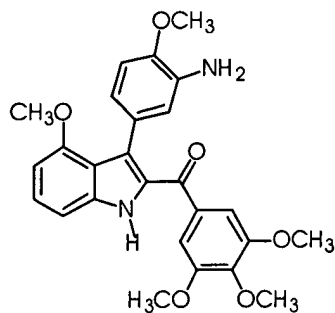
31. (Original) A compound of the structure:



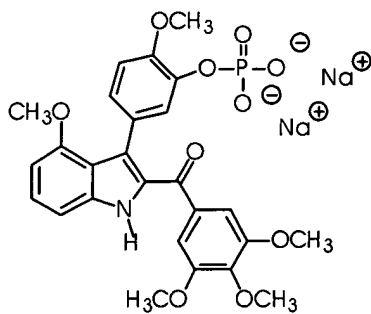
32. (Original) A compound of the structure:



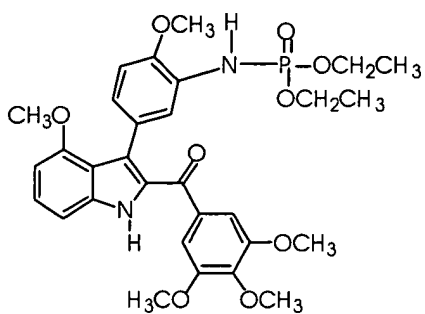
33. (Original) A compound of the structure:



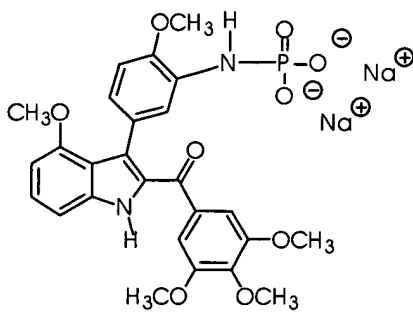
34. (Original) A compound of the structure:



35. (Original) A compound of the structure:



36. (Original) A compound of the structure:



37. (Cancelled)

38. (Cancelled)

39. (Cancelled)
40. (Cancelled)
41. (Currently Amended) A method for inhibiting tubulin polymerization by contacting a cell tubulin-containing system with an effective amount of a compound described in any one of claims 1-~~36~~40.
42. (Currently amended) The method of claim 41 wherein said cell system is ~~in~~-a tumor cell.
43. (Currently Amended) A method of treating a mammal ~~host~~ afflicted with a neoplastic disease by administering to said mammal ~~host~~ a therapeutically effective amount of a compound described in any one of claims 1-~~36~~40.
44. (Currently Amended) The method of claims 41, wherein the contacted cell system is located in a patient.
45. (Currently Amended) ~~The method of claim 41 described further as for~~ A method for treating cancer by administering to a patient in need thereof, a therapeutically effective amount of a compound described in any one of claims 1-36, wherein said cancer is selected from the group consisting of ~~may be chosen from the group containing~~ leukemia, lung cancer, colon cancer, thyroid cancer, CNS cancer, melanoma, ovarian cancer, renal cancer, prostate cancer, pancreatic cancer, and breast cancers.
46. (Currently Amended) A ~~preparation for pharmaceutical use containing~~ pharmaceutical composition comprising a compound from any one of claims 1-~~36~~40 as an active component along with a pharmaceutically acceptable carrier.
47. (Currently Amended) A method for selectively ~~targeting and~~ destroying tumor vasculature in a patient comprising administering an effective amount of a compound described in any one of claims 1-~~36~~40.

Applicant(s): Kevin G. Pinney  
Appl'n No. 10/070,484



Exhibit 3

(see attached)

**Stereoselective Synthesis of Conjugated Diene Systems  
and Design of New Tubulin Polymerization  
Inhibitors as Antimitotic Agents**

**A Thesis Submitted to the Faculty of  
Baylor University  
in Partial Fulfillment of the  
Requirements for the Degree  
of  
Master of Science**

**by  
Feng Wang**

**Waco, Texas**

**May 1999**

## ABSTRACT

### Stereoselective Synthesis of Conjugated Diene Systems and Design of New Tubulin Polymerization Inhibitors as Antimitotic Agents

Feng Wang

Mentor: Kevin G. Pinney, Ph.D.

A new synthetic methodology has been developed for the synthesis of highly functionalized, conjugated dienes from alkynyl oxirane precursors by treatment with an appropriate organocuprate reagent. The reaction proceeds in a highly stereospecific fashion in each case. The stereochemistry of the methyl substituted diene (as a *bis* *p*-nitrobenzoate derivative) and the phenyl substituted diene was determined by x-ray crystallographic analysis.

An indole-based ligand has been prepared as a new antimitotic, anticancer agent based on previous work with benzo[*b*]thiophene systems. The indole target compound was prepared in good yield, and biological evaluation indicates that this ligand has remarkable activity.

The methyl substituted conjugated diene adopts an *S-cis* conformation which might be utilized as a peptidomimetic  $\beta$ -turn analog. Accordingly, we have modified this ligand to incorporate methoxyaryl motifs reminiscent of



colchicine and combretastatin A-4, both potent antimitotic, antitumor agents.

Biological evaluation of these compounds is in progress.

## CHAPTER FOUR

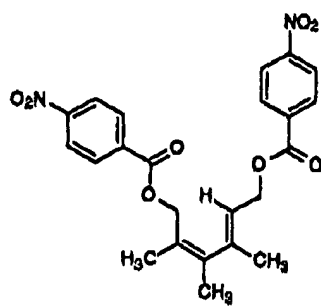
### Conclusions

The first project has focused on the development of a new synthetic methodology for the stereoselective synthesis of highly functionalized, conjugated dienes from alkynyl oxirane precursors. The conjugated diene is obtained in one step from the requisite alkynyl oxirane by treatment with an appropriate organocuprate reagent. The scope of the reaction is such that it tolerates a wide variety of alkyl and aryl cuprate reagents. The reaction appears to proceed in a highly stereospecific fashion and tolerate a wide variety of functionality on both the alkynyl oxirane as well as within the organocuprate reagent itself. The allylic alcohol "handles" are convenient sites for the incorporation of this molecular fragment into more complex molecular systems. The stereochemistry of the methyl substituted diene was determined by x-ray crystallographic analysis of the *bis p*-nitrobenzoate derivative (structure determined through a collaborative effort with Professor William Watson, Texas Christian University) as well as the phenyl substituted conjugated diene (structure determined through a collaborative effort with Professor Donald Mullica, Baylor University). Two mechanisms have been proposed to explain the different stereochemistry observed in this study.

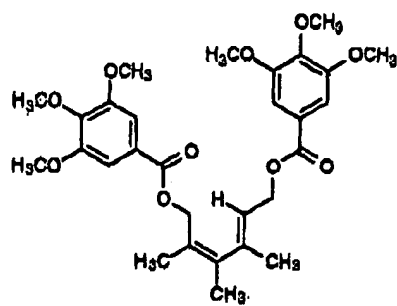
In the future, this new methodology will be applied toward the synthesis of more complex molecular systems. Since the *S-cis* conformation is obtained readily, these conjugated dienes may prove useful as diene partners in Diels-Alder reactions applied toward the preparation of various ring systems.

In addition, efforts will be directed toward selective functionalization of the diol in order to facilitate the incorporation of these conjugated dienes as building blocks for the synthesis of target compounds which contain this structural motif.

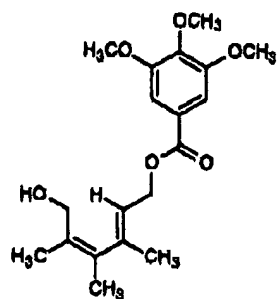
The second project has focused on the design and synthesis of an indole-based analog as a new antimitotic agent, as well as the preparation of conjugated diene-based compounds as  $\beta$ -turn peptidomimetic analogs. The target compounds 33, 25, 26, 27, 28 and 29 were achieved in good yield. Compounds 33, 21, 25, 26 and 27 (Figure 19) have been evaluated in terms of their cytotoxicity against selected human cancer cell lines (collaboration with Professor George Pettit, Arizona State University)<sup>108</sup> as well as their ability to inhibit tubulin polymerization (by Dr. Ernest Hamel, National Cancer Institute).<sup>109</sup> Compounds 25 and 27 have marginal activity, while compounds 26 and 21 have no activity against human cancer cell lines. Compounds 28 and 29 are currently being evaluated for their biological activity. The evaluation of the indole-based analog 33 shows that this ligand demonstrate remarkable cytotoxicity against selected human cancer cell lines ( $GI_{50} < 1 \times 10^{-3}$   $\mu\text{g/mL}$ ) as well as excellent tubulin inhibition ( $IC_{50} = 0.5-1.0$   $\mu\text{M}$ ).



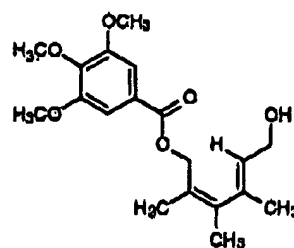
21



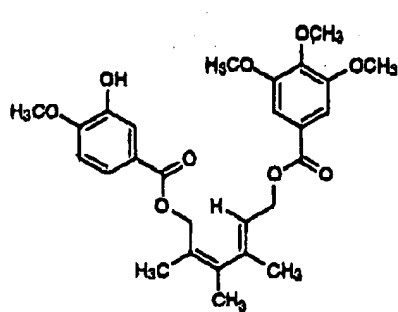
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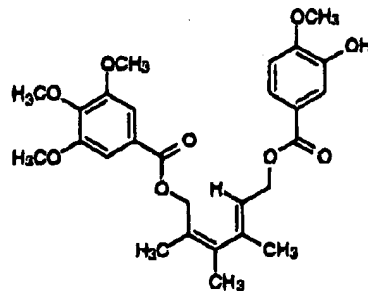
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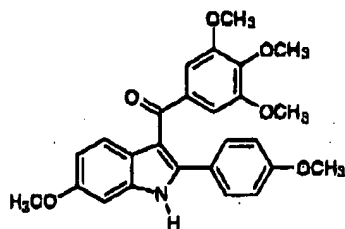
26



29



28



33

Figure 19. Compounds for Biological Evaluation

75

Based on these promising results, several new analogs of the indole 33 will be synthesized, and evaluated for their biological activity (Figure 20).

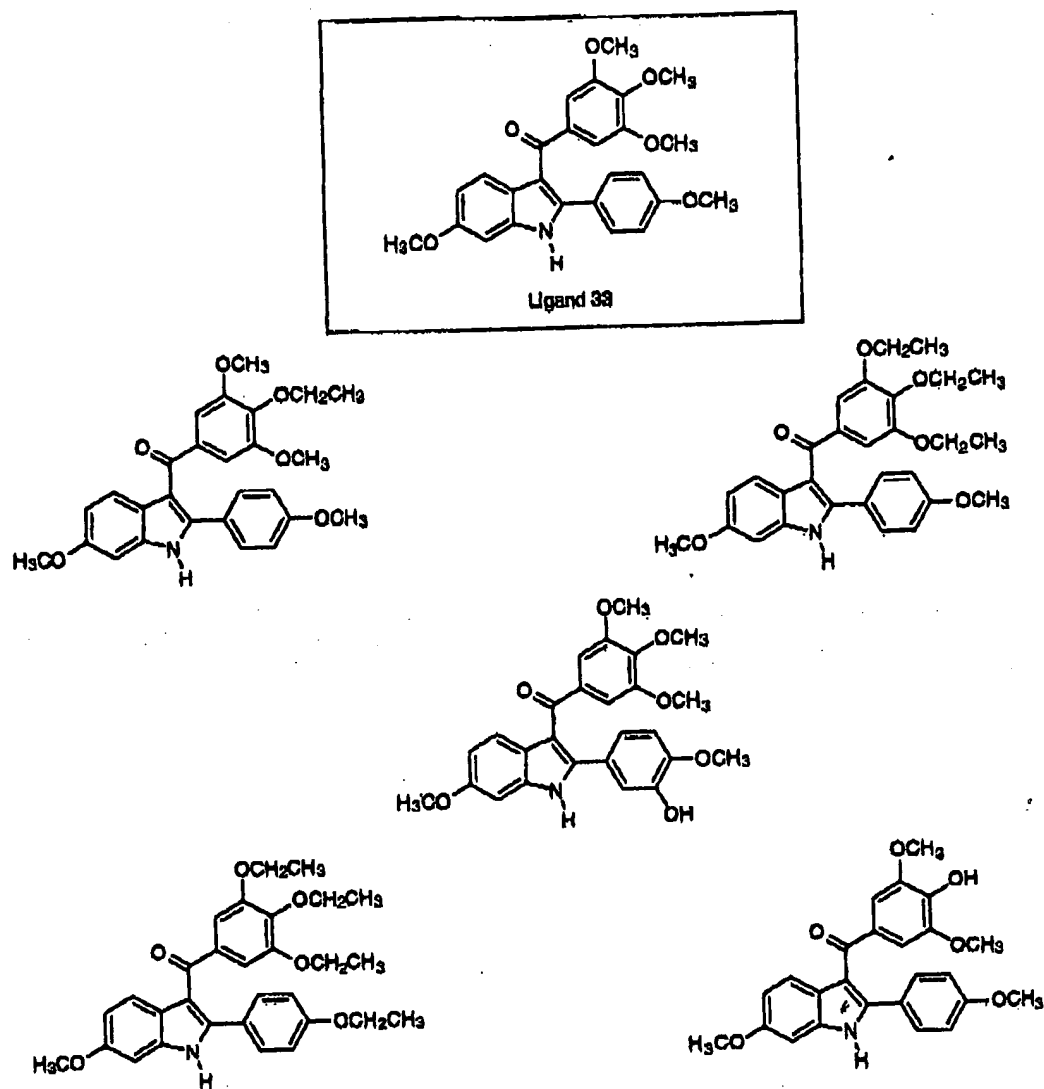
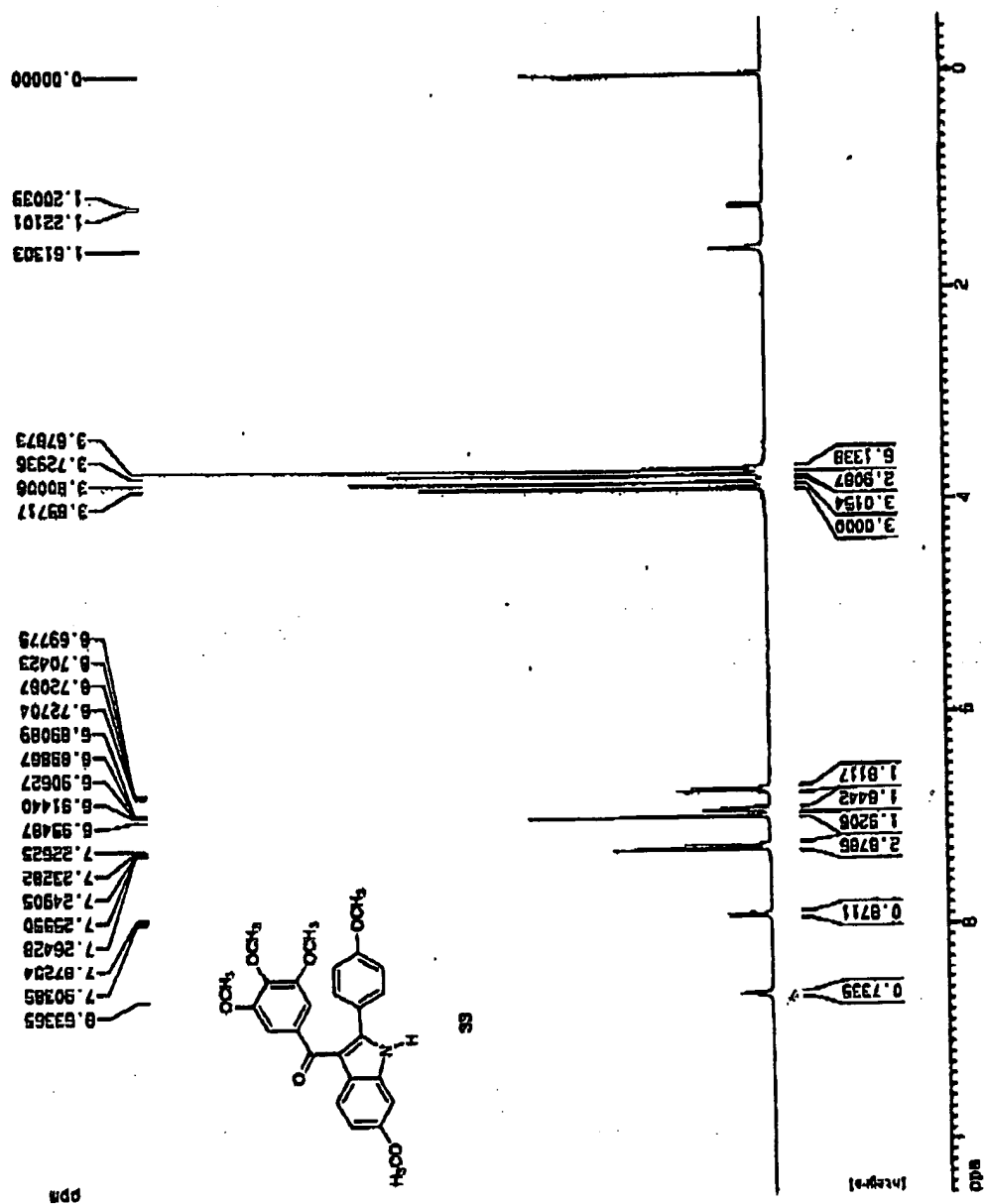
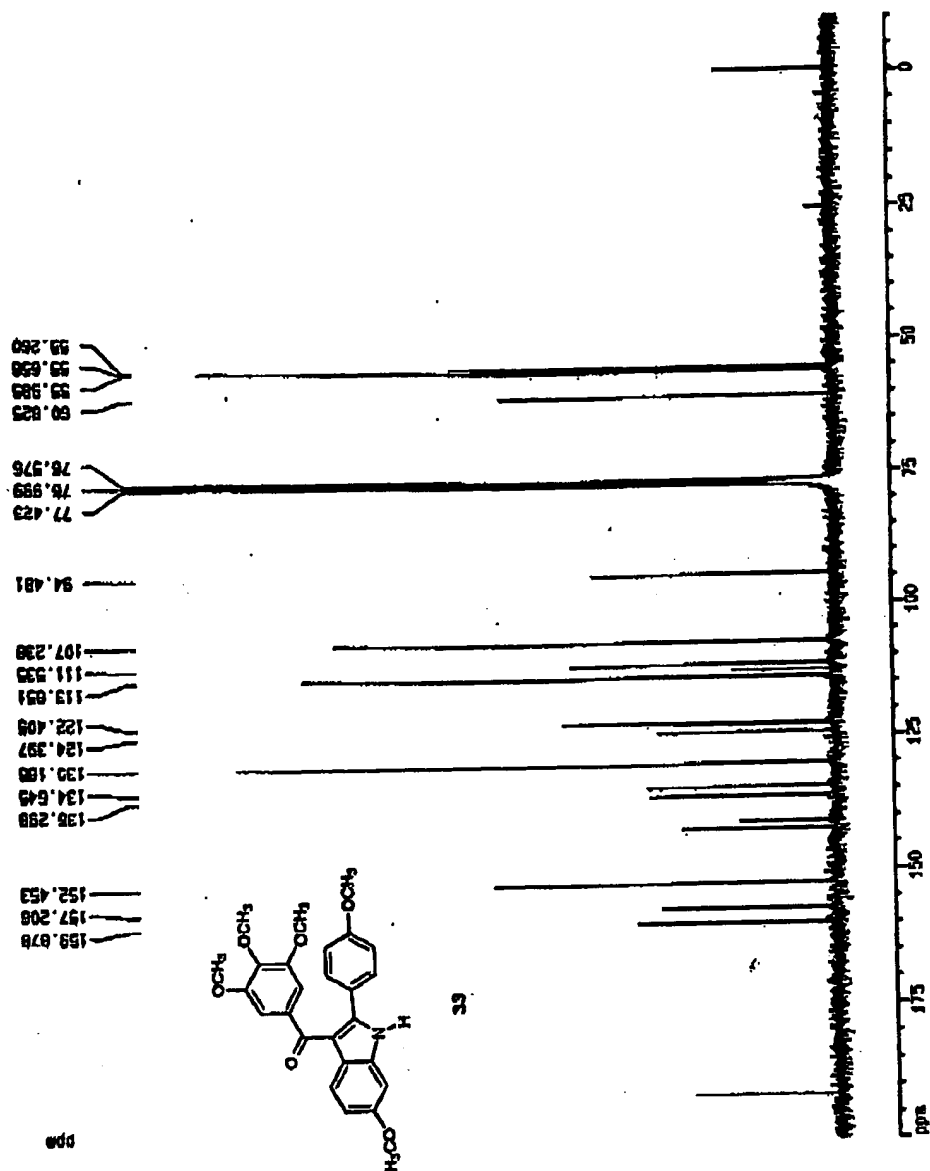


Figure 20. Future Ligands Targeted as Inhibitors of Tubulin Polymerization

108



109

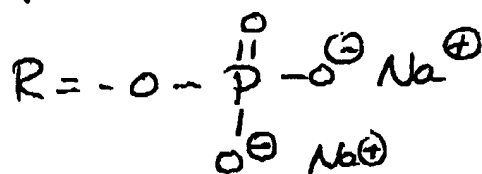
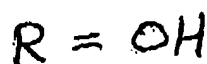
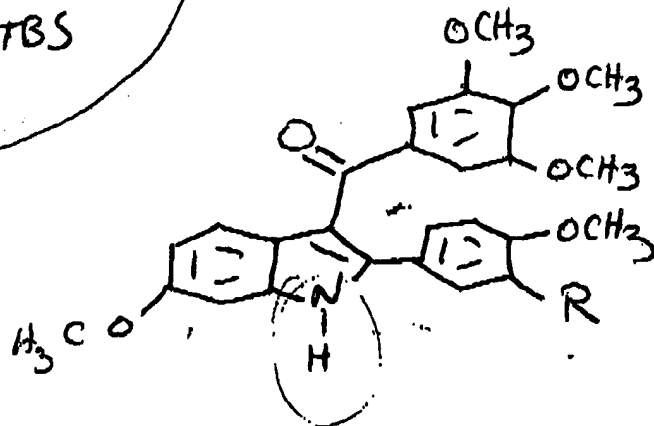
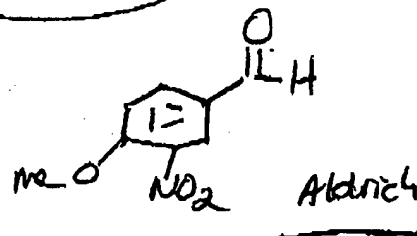
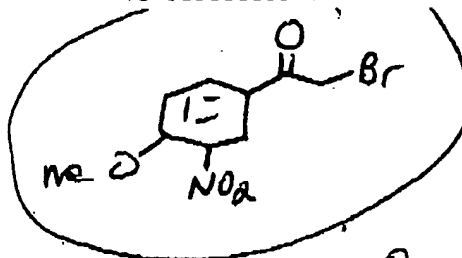
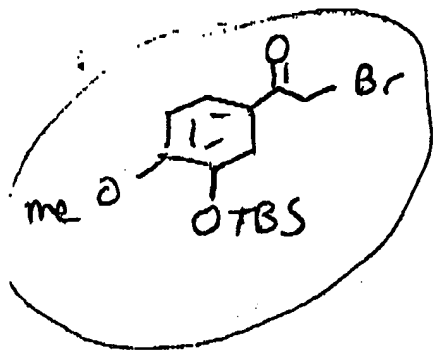


Applicant(s): Kevin G. Pinney  
Appl'n No. 10/070,484



Exhibit 4  
(see attached)

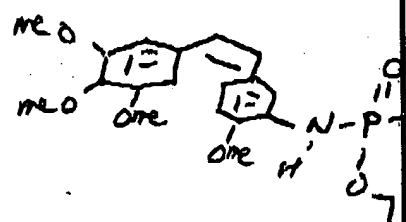
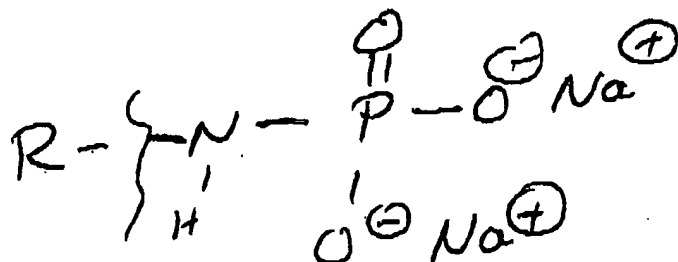
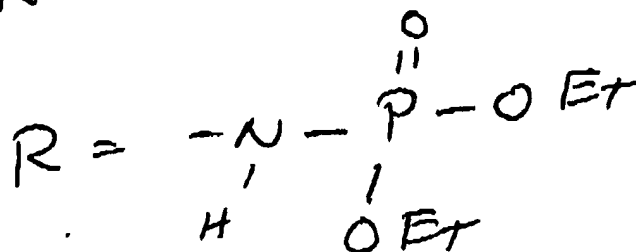




Harther O'Dell ✓

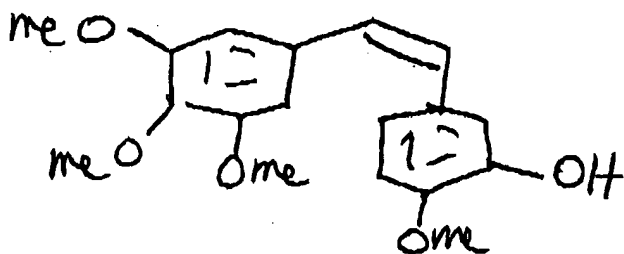
Johnny Nixst ✓

Nando ✓



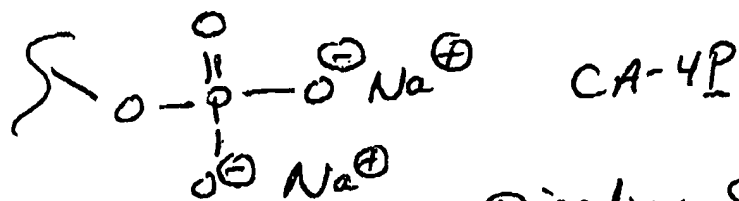
Zhi has made another app

Mallinagh



CA-4

Bob Pettit



CA-4P

Disodium Saltincrease solubility

Selectivity for tumor cells

CA-4P is now referred to as

a "~~CA-4~~ Tumor Vasculature  
Destruction Agent"

Others  
Antiangiogenesis

① Long standing interest in  
molecular recognition for tubulin binding sites  
- colchicine site

② Partnership with Oxigene

Applicant(s): Kevin G. Pinney  
Appl'n No. 10/070,484



Exhibit 5

(see attached)

OXIGENE, INC. / BAYLOR UNIVERSITY

YEAR 1 (JUNE 1, 1999 - MAY 31, 2000) GRANT SUPPLEMENT

FUNDING REQUEST SUBMITTED: FEBRUARY 15, 2000

**PROJECT 2 SUPPLEMENT: SYNTHESIS OF TUMOR VASCULATURE  
TARGETING AGENTS**

*Professor Kevin G. Pinney. Principal Investigator*

**Introduction:** A number of phosphate prodrugs that we have prepared, to date, demonstrate excellent specificity in terms of targeting tumor vasculature. These compounds follow the now established protocol for tumor specific vascular targeting drugs; in other words, the phosphate prodrug form is not cytotoxic while the parent phenolic (or amino) precursor is cytotoxic. In the endothelial cells of tumor vasculature there is an enhanced activity of the enzyme alkaline phosphatase for which the disodium phosphate salts, and the phosphoramidates are substrates. The activity of alkaline phosphatase on the prodrugs clips off the phosphorous construct revealing the parent compound in cytotoxic form directly at the site of the tumor. The actual biological mechanism of cellular demise (in terms of cytotoxicity) is a binding of the parent compound to the colchicine site on  $\beta$ -tubulin resulting in an efficient inhibition of tubulin polymerization. Two of the prodrug constructs (Figure 1) that we have prepared demonstrate such remarkable selectivity of vascular targeting that it is now paramount to prepare these compounds in larger amounts for *in vivo* biological studies. In addition, an indole compound (Figure 1) that we have developed (in non-prodrug form at this point) is among the most potent (including both natural and synthetic) of all compounds currently known to bind to the colchicine site on  $\beta$ -tubulin ( $GI_{50} = 5.1 \times 10^{-9}$  M (cytotoxicity against human cancer cells), and  $IC_{50} = 0.5 - 1.0$   $\mu$ M (inhibition of tubulin polymerization)), and it is now of the utmost importance to prepare the prodrug construct of this compound in large scale for *in vivo* toxicology and related studies.

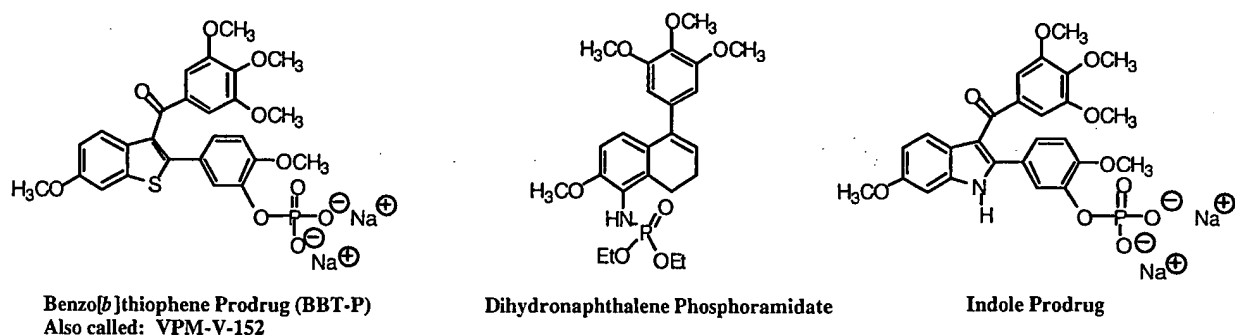


Figure 1 Prodrug Constructs Selected for Scale-Up Synthesis

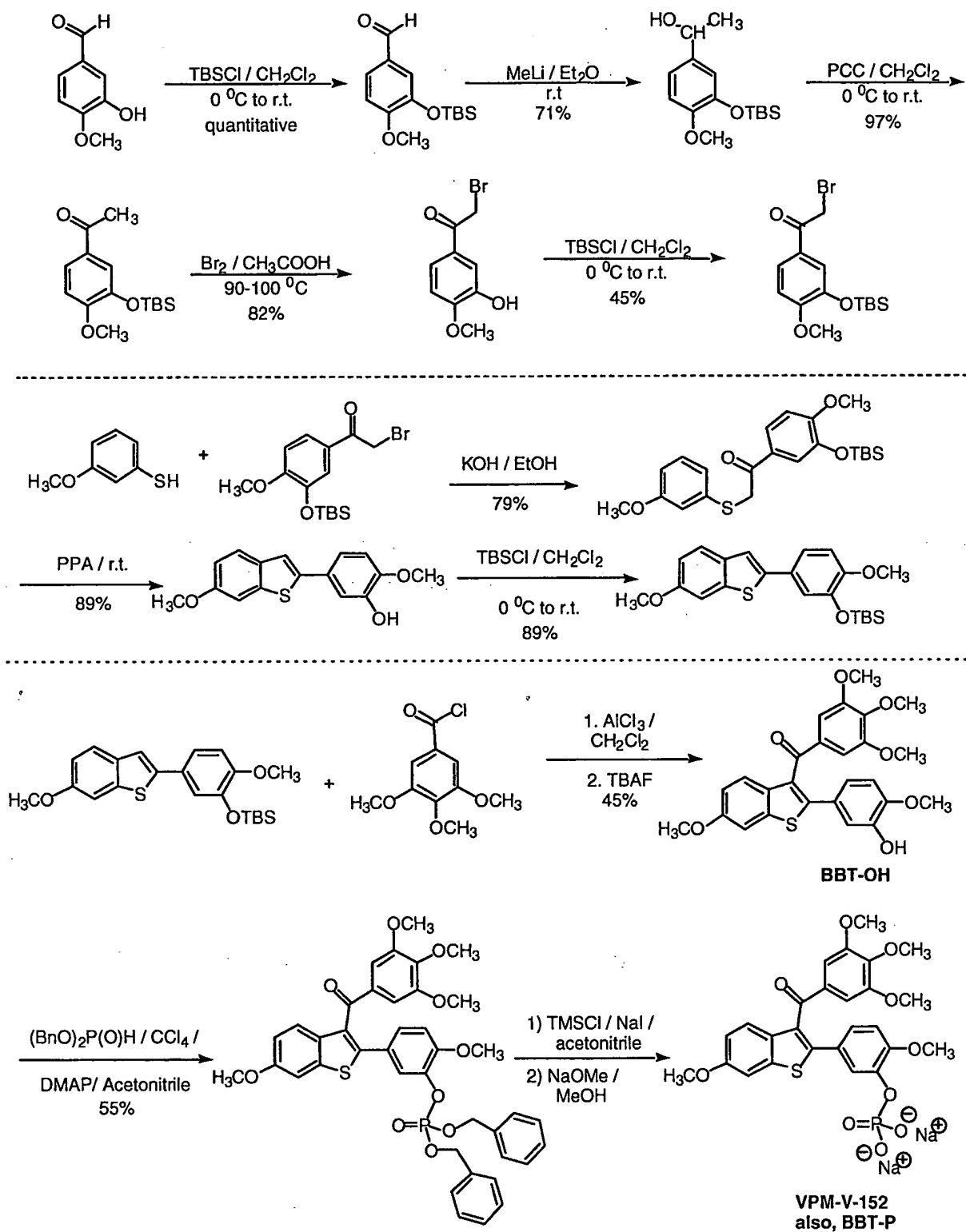
**Specific Aims:** The proposed scale-up syntheses will be accomplished by the following research strategy:

- 1) We have previously prepared approximately 25 mg of the benzo[*b*]thiophene prodrug (VPM-V-152), and the same synthetic route will be employed for the scale-up synthesis of this compound to the 1 g level.
- 2) We have previously prepared approximately 20 mg of the dihydronaphthalene-based phosphoramidate prodrug, and we anticipate utilizing the same synthetic strategy that we have already developed in order to prepare 1 g of this compound.
- 3) To date, we have only prepared the indole compound without the *ortho* phenolic moiety and without the phosphate prodrug construct. The remarkable bioactivity of the non-prodrug construct warrants the immediate preparation of the indole prodrug in large scale to allow both *in vitro* as well as *in vivo* analysis. The synthesis has been modified accordingly in order to accommodate the phosphate moiety, and this route should allow the preparation of 1 g of the indole prodrug.

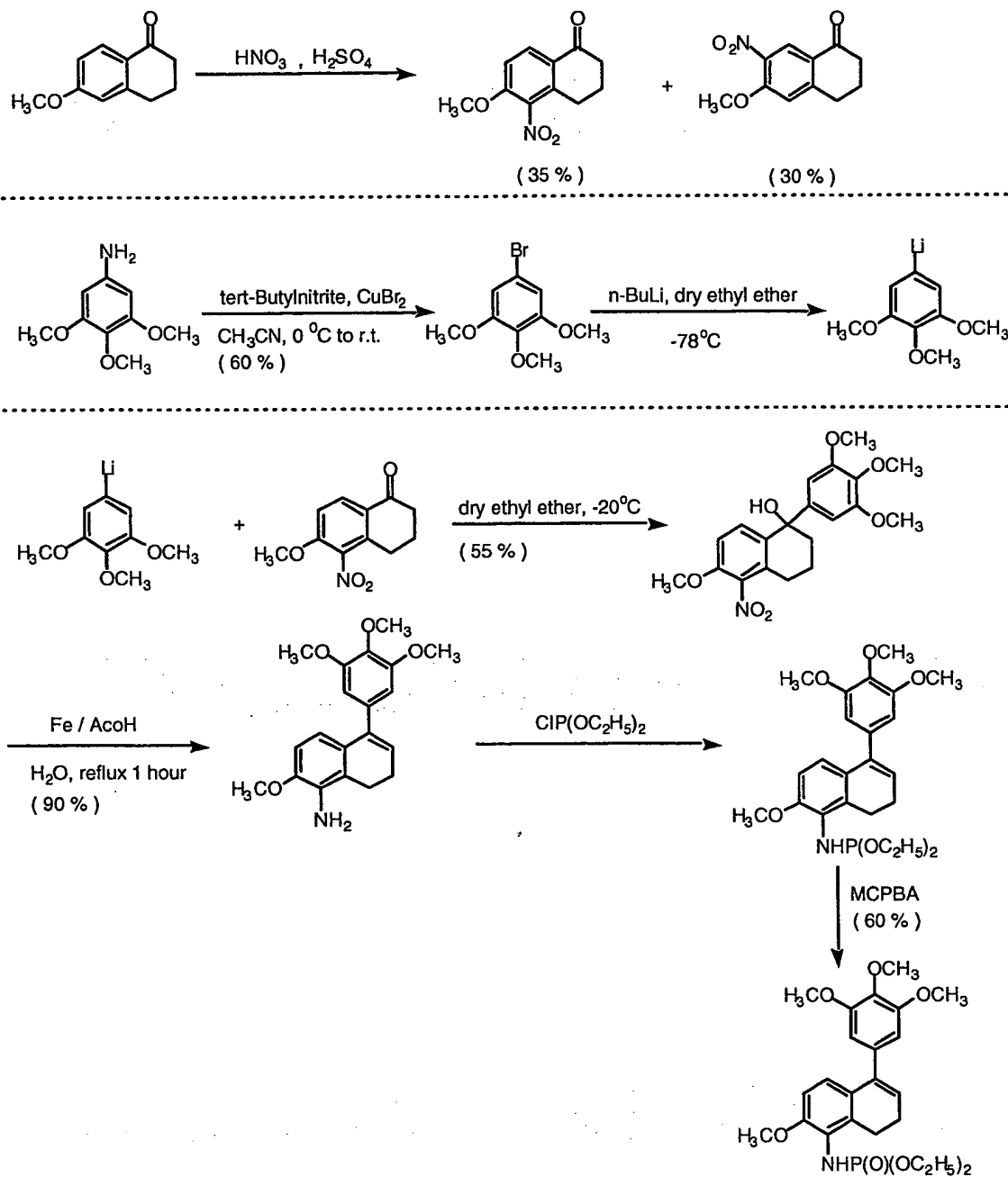
**Research Design and Methods:** The scale-up syntheses will be accomplished by the synthetic routes delineated in Scheme I (for the benzo[*b*]thiophene prodrug), Scheme II (for the dihydronaphthalene phosphoramidate prodrug), and Scheme III (for the indole prodrug). We anticipate that some of the slightly lower yields (on certain steps) obtained during the initial small-scale syntheses will be improved during the scale-up procedures. It may prove necessary to protect the secondary nitrogen of the indole prior to formation of the phosphate dibenzyl-ester. This issue will be addressed in due course.

**Budget Justification:** The budget for the project totals \$ 11, 694 and is included with this proposal following the reaction schemes. The majority of the requested funds will be used to hire Mr. Tori M. Strong as a full-time research technician for three months (he is currently employed on a part-time basis). He has expertise in the proposed areas of synthesis, and will be invaluable in terms of bringing these projects to fruition in a timely fashion. The remainder of the requested funds (\$4,000) will be used to purchase necessary glassware, chemicals, solvents, and related supplies. My research group currently includes seven graduate students, one postdoctoral research fellow, one research technician, and twelve undergraduate students. Several of these group members will be involved in various aspects of the syntheses outlined in Schemes I, II, and III.

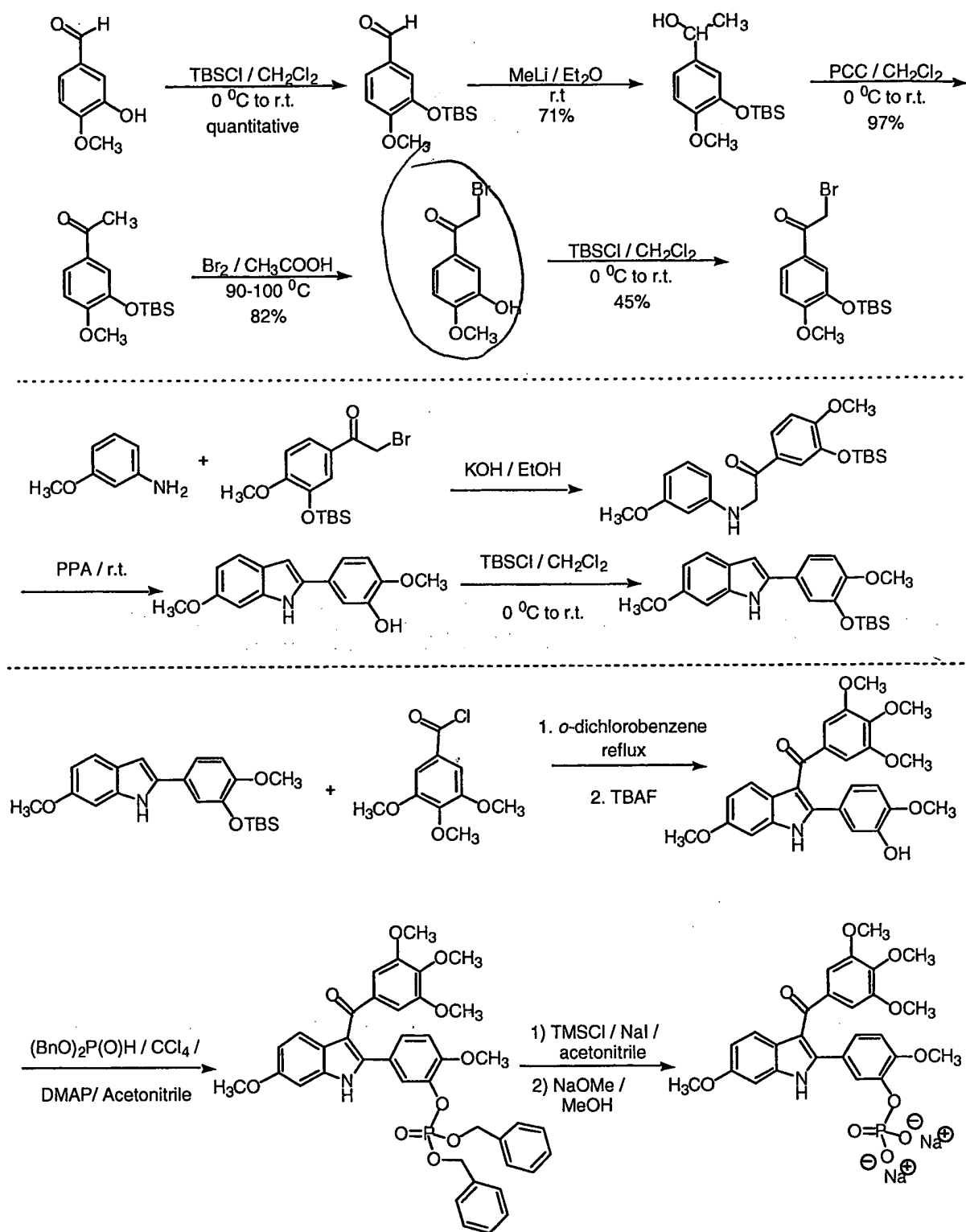
# Scheme I. Synthesis of Benzo[*b*]thiophene Prodrug (VPM-V-152)



**Scheme II. Synthesis of a Dihyronaphthalene Phosphoramidate Prodrug**



### Scheme III. Synthesis of Indole-based Prodrug





**BUDGET REQUEST  
PROJECT 2 SUPPLEMENT  
SYNTHESIS OF TUMOR VASCULATURE TARGETING AGENTS**

*Professor Kevin G. Pinney. Principal Investigator*

**Salaries:**

Research Technician	three months @ 100% effort	\$ 4,159
Total Salaries:		\$ 4,159

**Fringe Benefits:**

Research Technician	3 months (health, social security)	\$ 1,248
Total Fringes:		\$ 1,248

**Supplies:**

Chemicals		\$ 2,000
Glassware and disposables		<u>\$ 2,000</u>
Total Supplies		<b>\$ 4,000</b>

TOTAL GRANT COST (DIRECT)	\$ 9,407
+ overhead (55% of salaries @\$ 4,159)	<u>\$ 2,287</u>
<b>GRAND TOTAL</b>	<b>\$ 11,694</b>

Applicant(s): Kevin G. Pinney  
Appl'n No. 10/070,484



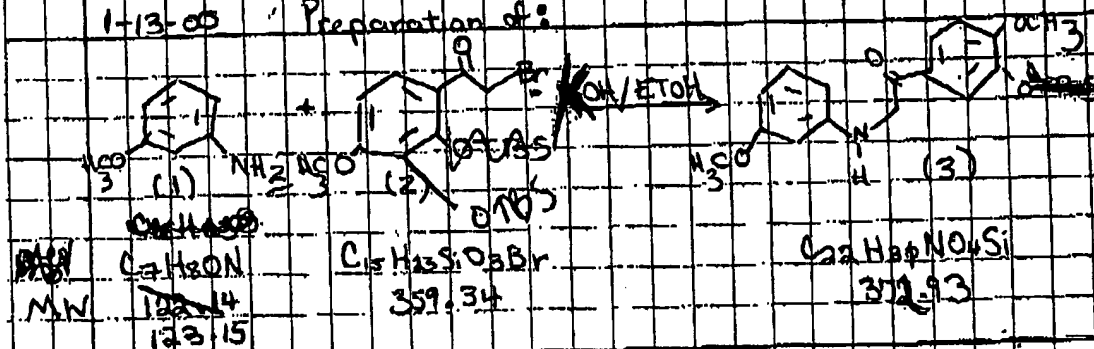
Exhibit 6

(see attached)

Heather O'dell

7

1-13-00 Preparation of:



19.90ml 2.98g  
 8.15g 8.18g  
 mmol  
 ratio

Theoretical Yield 999g

Density = 1.0910

## Procedure

- A mixture of (1.6g) Ethanol and (8ml) water is prepared (1.5g)
- $KOH$  is dissolved in it and stirred at  $0^\circ C$  under  $N_2$
- m-anisidine (19.918 mmol) is then added (3.54 gm)
- followed by 1 equivalent of the Ketone (2) (2.98g, 8.18 mmol) (4.15gm) and stirred for 2 hrs (over night)
- Work up:
  - Add water (50 cm<sup>3</sup>)
  - litmus = blue
  - Add ethylacetate
  - $MgSO_4$  for 30 minutes
  - rotavap

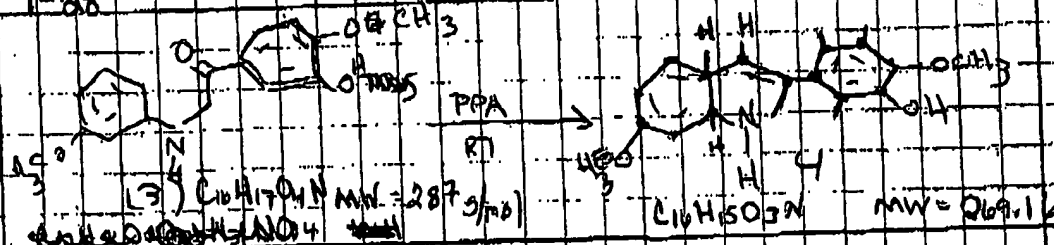
OK compd  
 50 g to AC  
 20 to KAC

Ran a column  
 Ran NMR

Heather O'dell

9

1-28



g.

8 g

mmol

3.48

ratio

dms

• Added CH<sub>2</sub>Cl<sub>2</sub> to loosen product• PPA was charged to a round-bottom flask of 10g (Inorganic at rt at 2:24 under N<sub>2</sub> (X10 PPA))

• Round bottom w/ 2 necks. Pack grease on neck (drawer #1) + place stick in the motor

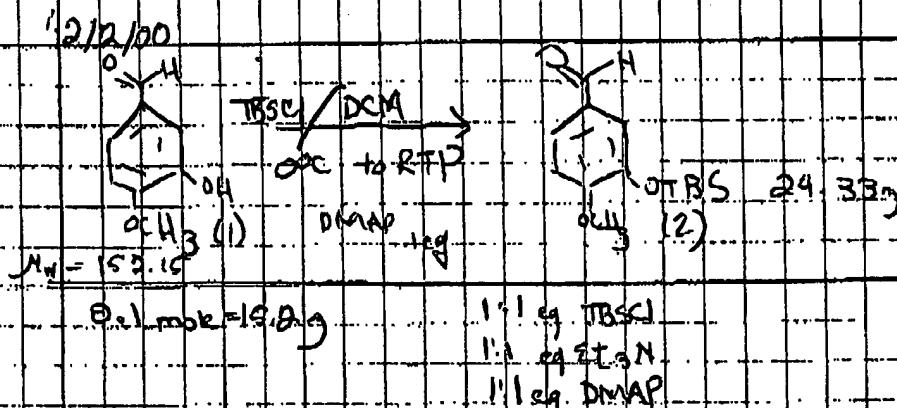
• Quench with H<sub>2</sub>O at 3:24

• Workup

• H<sub>2</sub>O• CH<sub>2</sub>Cl<sub>2</sub>• MgSO<sub>4</sub>

Heather O'dell

11



cedure

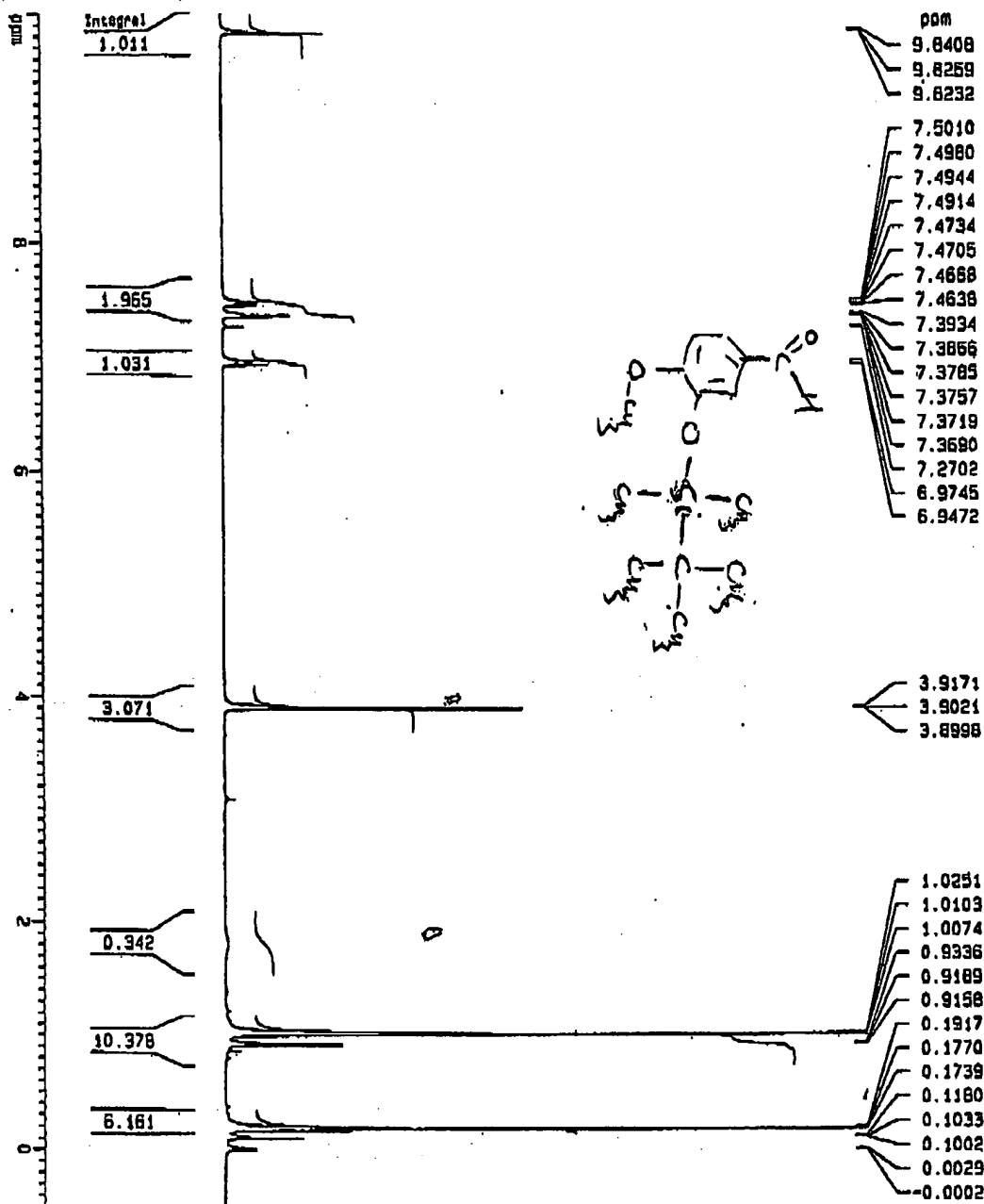
3-hydroxy-4-methoxy (0.1 mole, 15.2 g) were dissolved in dry DCM (100 cm<sup>3</sup>) and stirred at 0°C (ice bath). To the cold stirring mixture was added 1.1 eq. of triethylamine (0.11 mole, 15.29 cm<sup>3</sup>) & 0.11 eq. DMAP (0.011 mole, 1.344 g) 1.1 eq. of TBSCl (0.11 mole) was added and stirred overnight.

Workup

- Added H<sub>2</sub>O (Bottom layer)
- HgSO<sub>4</sub>
- Filter
- Rotovap

Heather O'dell

protected 4-methoxy-3-olbs benzaldehyde



Current Data Parameters

NAME: n330

EXPNO: 1

PROCNO: 1

F2 - Acquisition Parameters

Date\_: 20030209

Time: 12.55

INSTRUM: spect

PROBHD: 5 mm QNP 1H/1

PULPROG: zg30

TD: 65535

SOLVENT: CDCl3

NS: 16

DS: 2

SWH: 6172.839 Hz

FIDRES: 0.094150 Hz

AQ: 5.104650 sec

RG: 114

DM: 81.000 usec

DE: 8.00 usec

TE: 300.0 K

D1: 1.000000 sec

CHANCE: 11

NUC1: 1H

P1: 11.00 usec

PL1: -1.00 dB

SFO1: 300.1316534 MHz

F2 - Processing parameters

SI: 32768

SF: 300.130022 MHz

WDW: RD

SSB: 0

LB: 0.00 Hz

GB: 0

PC: 1.00

1D NMR plot parameters

CX: 20.00 cm

FID: 10.000 ppm

F1: 3001.30 Hz

F2: -0.500 ppm

F2: -150.07 Hz

PROCH: 0.56508 ppm/cm

HZCM: 157.56825 Hz/cm

Heather O'dell

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2-4



(1.4M)

+ MeLi

Et<sub>2</sub>O

0°C → rt.



MW = 281

g 5.00 (14.33) 28.15 mL (1.4M) 200 mL  
 ratio 1 2

Amounts

\* ② - alcohol in <sup>500</sup> Et<sub>2</sub>O in about 200 mL cooled in ice/under N<sub>2</sub>

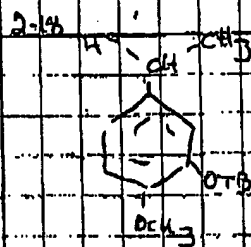
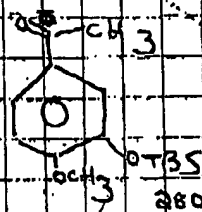
\* added MeLi stirred at room temperature rt for an hr

\* Work up: H<sub>2</sub>O. ~~Wash with water~~ keep top layer + Rotavap

\* Went directly to next step (p15)

Heather O'dell

15

+ PCC  $\text{CH}_2\text{Cl}_2$ 

MW	281.450 280.445	215.56	280.4453	25.18?
g	24.12g	27.71g		
mmol				
Ratio	1	1.5		
Weight	24.12	~27.71		

## Procedure

- Alcohol in  $\approx 250$  ml  $\text{CH}_2\text{Cl}_2$  cooled in ice/water, stirring under  $\text{N}_2$
- Add PCC bring to rt 10:30 - 4:30
- stirr for 4 hrs.

90/10  
TLC: 80/20 hex/EtOAc



\* R

\* Compared w/

Never as high

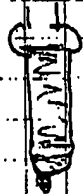
than 80/20

Product is colorless

Never let column dry

## Workup

Filter with celite + silica gel and wash with DMC  
Rotate the filtrate



Flash Column loaded &amp; sealed in 90/10 hex/EtOAc

\* Silica gel w/ hexanes (can be crushed) No bubbles?

\* Put under pressure to push gel down

\* Put silica gel in compd

\* Flashed column

\* Sand on top of compd

\* hexanes in a flask w/ left over compd

\* Apply pressure w/ flask to catch extra



65

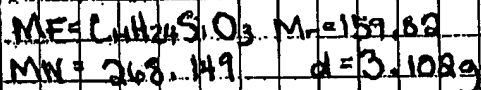
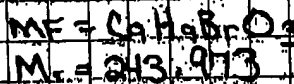
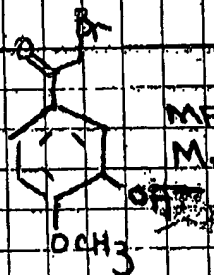
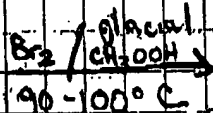
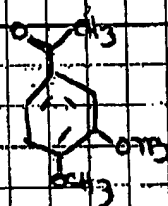
6



Heather O'dell

17

2-25



g

mmol

ratio

1

0.9

procedure: • 300 ml AcOH heated to ~~boiling~~ 90°-100°C

• Add ketone

• Stir for 10 min

• Added Br<sub>2</sub> dropwise over 15 min ~~load~~

• Stirred at for 15 min

QC: 250 final

work up

Ice Water

CH<sub>2</sub>Cl<sub>2</sub> (3x)

Brine

at 100°C

• 1.5 ml of solution

No

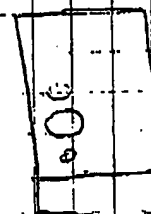
TLC 60:40

Heater • By nitrogen by needles

Acetic Acid used under hood

Magnetic Bar

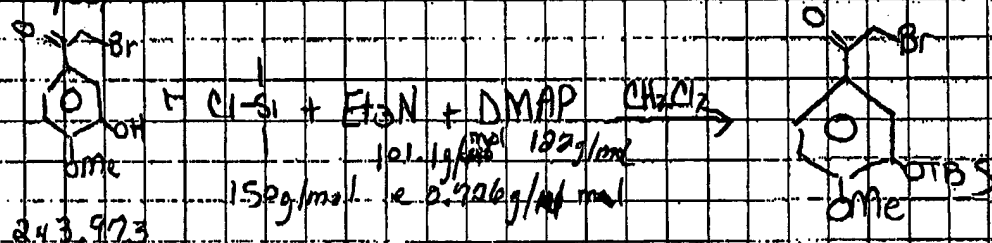
Clean: Sodium Sulfate + water



Heather O'dell

29

8/5/30/00



mm 1.16g 6.98 6.02 0.44  
 mmol 0.036

1 1.2 1.52 0.1 ash

## Procedure

- 3-hydroxy-4-methoxy (9.16g) dissolved in <sup>dry</sup> DCM (100 mL)
- Stirred at 0°C
- To cold stirring Et3N (6.98 mL)
- Add DMAP (0.44 g)
- TBSCl (6.46)
- Stir overnight

## Workup

- H<sub>2</sub>O
- MgSO4
- Rotavap

## Column

- Elute in 90/10

Applicant(s): Kevin G. Pinney  
Appl'n No. 10/070,484

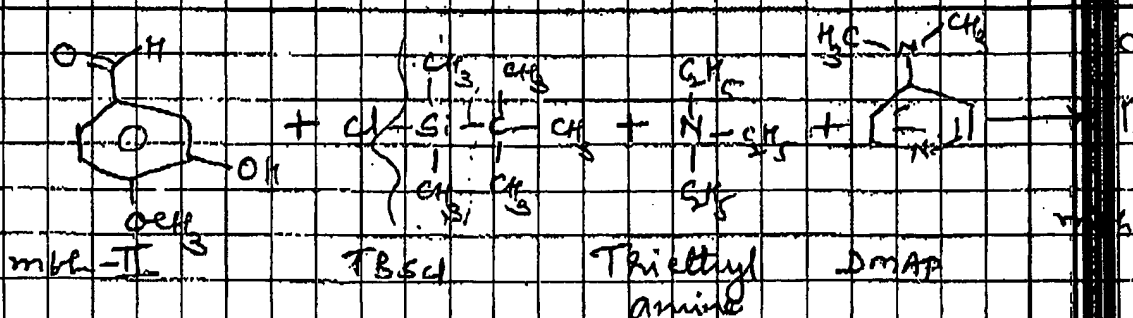


Exhibit 7

(see attached)

## Mallikath Hadimani

6/15/00



	mbh-II	TBSCl	Triethylamine	DMAP
MF	$C_8H_8O_3$	$C_4H_9SiCl$	$C_6H_{15}N$	$C_7H_{10}N_2$
MW	152	150.5	101	122
mmol	0.1 mole	0.11 mole	0.11 mole	0.011 mole
Ratio	1	1.1	1.1	0.1
Gms.	15.2 gms	16.5 gms	11.132 gms.	1.344 gms.

(d = 0.7269/mL, 15.3 mL)

Ref: Nander ~~...~~ -I. Page no. 60-61.

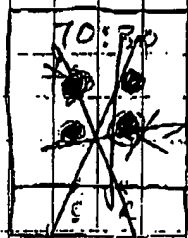
Procedure: 15.2 gms of 4-hydroxy-4-methoxybenzaldehyde was dissolved in 300 mL of dry (distilled) dichloromethane (DCM) and stirred at 5°C in an ice bath. Cold, stirring mixture was added 15.3 mL (11.132 gms) of triethylamine, 1.344 gms (0.011 mole) of dimethylazodicarbonyl diurea (DMAD) and 16.5 gms (0.11 mole) of TBSCl. The solution was stirred at RT, overnight, under N<sub>2</sub> gas. It was seen that the rxn was complete in 5-6 hrs.

6/19/00

Work up.

Add about 300-400 mL of water, separate the organic layer, dry and evaporate to (by rotavap) to get product as a slightly cream colored, oily liquid.

Result:



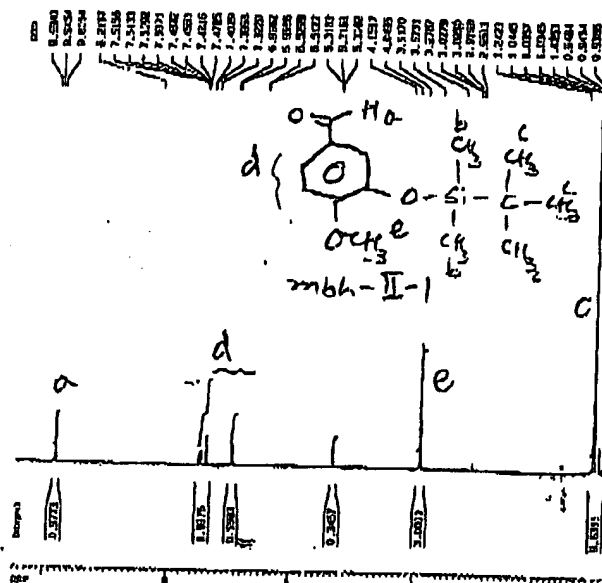
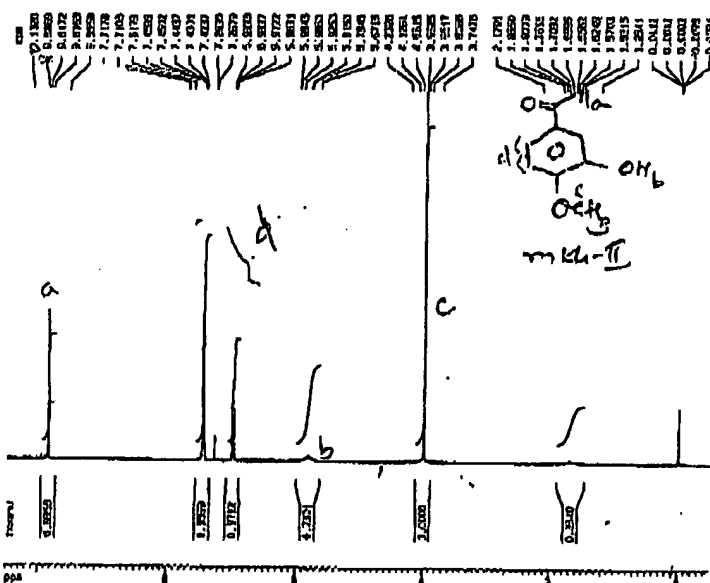
S → Starting compound (mbh-II)  
R → Rxn. mixture (mbh-II-I)

~99% yield

Took GC-MS and NMR after working.

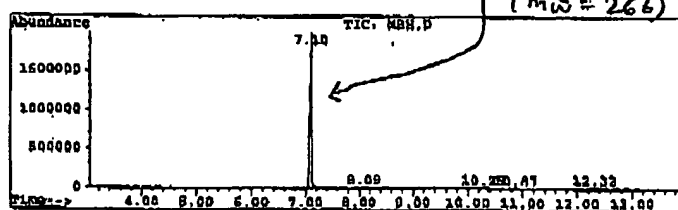
2-Hydroxy-4-methylbenzaldehyde in CDCl3 6/18/2000

TBD protected 2-Hydroxy-4-methylbenzaldehyde

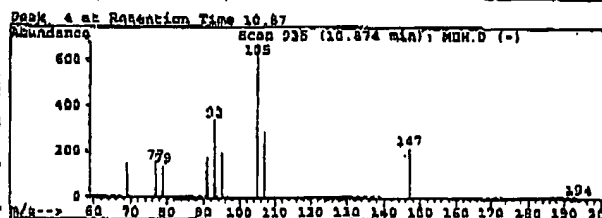
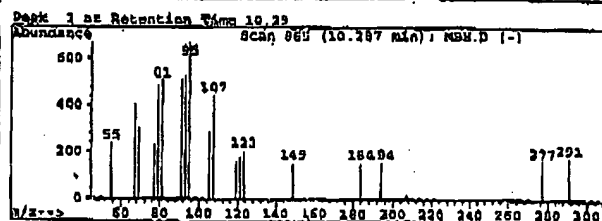
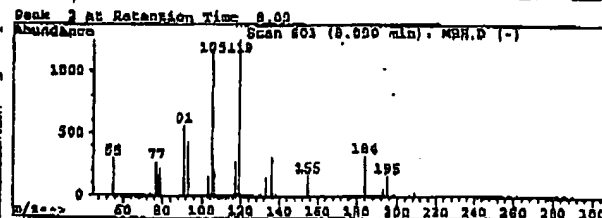
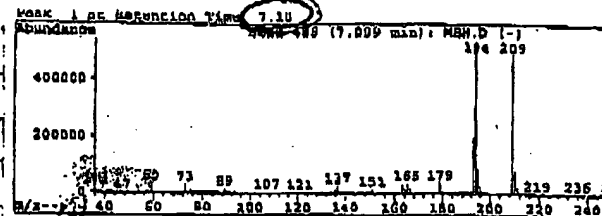


## Area Percent Report -- Sorted by Signal

Information from Data File:  
 File : C:\NDCHEM\1\MSH.D  
 Operator : MSH  
 Acquired : 19 Jun 200 9:36 am using AcqMethod MSH  
 Sample Name : mch-II-1  
 Misc Info : TBD protected  
 Vial Number : 1  
 CurrentMeth: C:\NDCHEM\1\METHODS\MSH.M



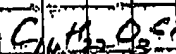
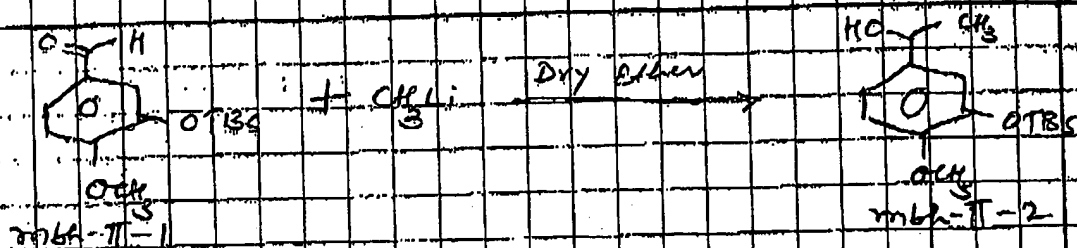
Retention Time	Area	Area %	Ratio %	Type	Width
Total Ion Chromatogram					
7.090	4089981	98.250	100.000	REV	0.093
8.090	22601	0.543	0.553	REV	0.118
10.287	15383	0.374	0.381	REV	0.092
10.874	5589	0.134	0.136	REV	0.092
12.337	28695	0.699	0.703	REV	0.084



C:\NDCHEM\1\MSH.D Mon Jun 19 09:50:43 2000

Mallinath Hadimani

8



266

0.1

1

26.6 gms

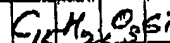


22

0.21

2.1

4.62 gms (150 mL)



282

Nardus cheery-I, Page no. 62

calculations:-

# of mols of mth-II-1 = 0.1 mol.

# of mols of  $\text{CH}_3\text{Li}$  =  $0.1 \times 2.1 = 0.21$  mols.i.e. # of gms of  $\text{CH}_3\text{Li}$  =  $0.21 \text{ mols} \times 22 \text{ gms/mol}$   
= 4.62 gmsFor 1.4 M sol<sup>n</sup>=  $1.4 \times 22 = 30.8$  gms in 1000 mL Diethyl ether $\therefore 4.62 \text{ gms is } = \frac{4.62 \times 1000}{30.8}$   
= 150 mL

Procedure: 26.6 gms (0.1 mols) of protected aldehyde (mth-II-1) dissolved in 250 mL of dry ether and cooled in an ice bath under  $\text{N}_2$ . Then, 150 mL (0.21 mols) of methyl lithium in 1.4 M ether solution is added slowly, dropwise, using a syringe or cannula over a period of 1 hr. The mixture is stirred at RT for about 10 hrs. & then

6/20/00

Wohlschlag

Add<sup>ed</sup> water, very slowly, dropwise & very carefully to destroy the excess of  $\text{CH}_3\text{Li}$ . Then it was allowed to separate, dried over  $\text{Na}_2\text{SO}_4$ , and photocopied, to get the product as a clear liquid.

15.0000

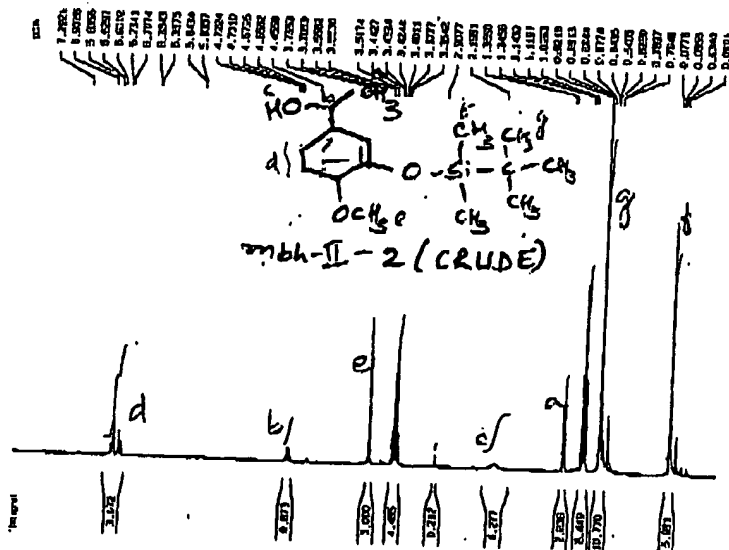
70.30

11/11/2004

S → mth-II-1 starting ca  
R → Rtn. mixture mth-II-2

S R

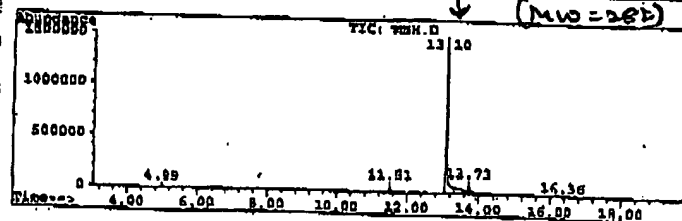
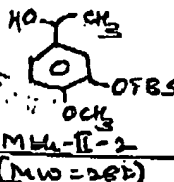
mth-II-2 14.0013 1/23/2004



## Area Percent Report -- Sorted by Signal

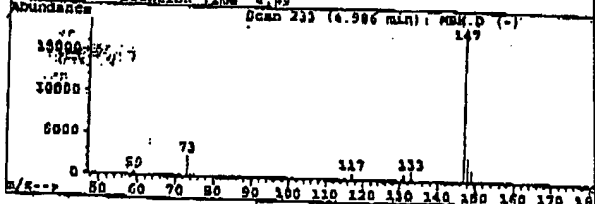
## Information from Data File:

File: C:\BPCHM\1\DATA\MBH.D  
Operator: hhh  
Acquired: 28 Jun 200 11:17 pm using AcqMethod MDX  
Sample Name: mth-II-2  
NMR Info: with Methyl lithium  
Vial Number: 1  
CurrentNmr: C:\BPCHM\1\NMR\000\MBH.N

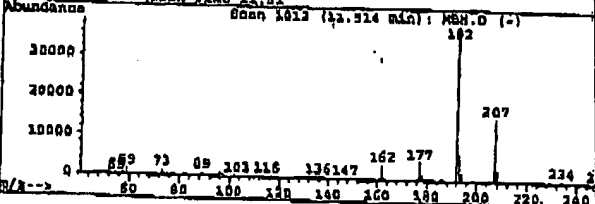


Retention Time	Area	Area %	Ratio %	Type	Winch
4.09	64268	1.477	1.666	XSD	0.004
11.81	218773	5.039	5.671	XSD	0.189
13.73	1857905	88.690	100.000	XSD	0.279
16.36	194151	4.463	5.033	XSD	0.153
16.36	14763	0.338	0.383	XSD	0.143

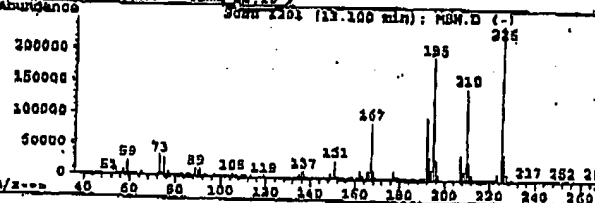
## Peak 1 at Retention Time 4.09



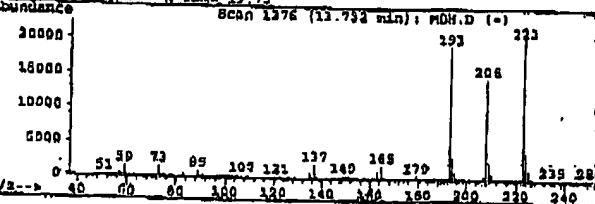
## Peak 2 at Retention Time 11.81



## Peak 3 at Retention Time 13.73



## Peak 4 at Retention Time 16.36



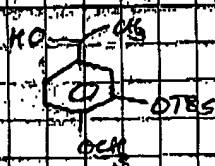
C:\BPCHM\1\DATA\MBH.D

Wed Jun 28 11:38:08 2004

Page

## Malliyath Hadimani

85



mth-II-2

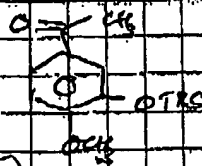
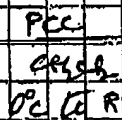
 $C_{15}H_{20}OSi$ 

282

0.0266

1

7.5 gms



mth-II-3

PCC  
CH<sub>2</sub>Cl<sub>2</sub>

543

215.56

0.0292

1.1

6.3 gms

Nandoa Cloning - I, Page no. 63

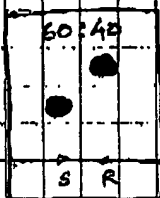
7.5 gms (0.0266 mol) of mth-II-2 was dissolved in 160 mL of dry (distilled) CH<sub>2</sub>Cl<sub>2</sub> and cooled in an ice bath under N<sub>2</sub> atm. 6.3 gms (0.0292 mol) of Pyridinium Chlorochromate (PCC) was added and the sol<sup>n</sup> was stirred at RT for about 5-6 hrs.

5/24/00

workup:

Filtered the solid, water was added, organic layer was separated. The separated organic layer was washed with brine and water, 3 times. The water layer was extracted with CH<sub>2</sub>Cl<sub>2</sub> 3 times. The combined organic layer was dried over Na<sub>2</sub>SO<sub>4</sub>, filtered and rotated to get the product as a brown liquid.

Result:



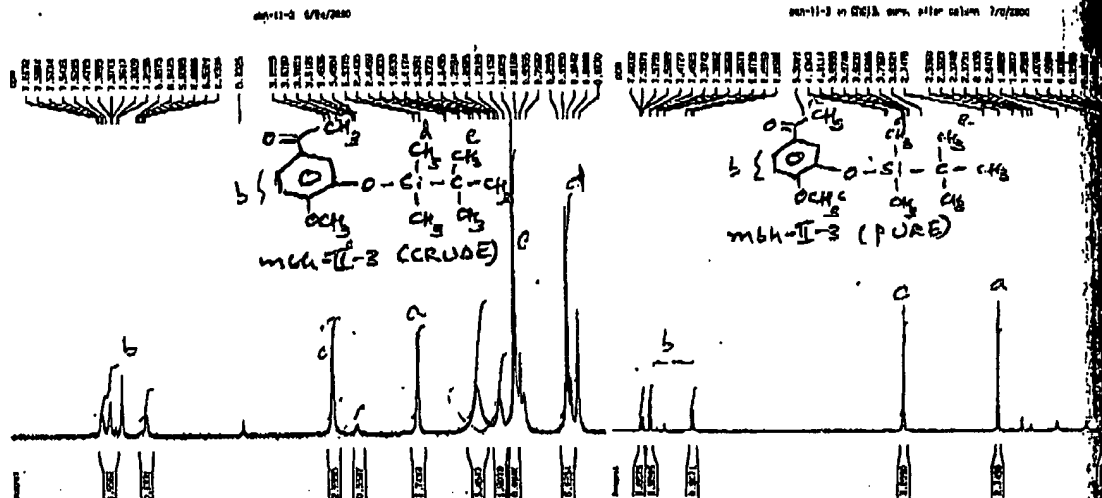
SK → mth-II-2

R → Rem. mixture (mth-II-3)



Mallinath Hadimani

86



## Mallinath Hadimani

Repeated the same procedure on P.no. 81

Work up and repeating the procedure

Repeated the procedure on P.no. 83 with product obtained on from the first step

Work up

Repeated the same procedure on P.no. 81 with 0.2 moles (53.2 gms) of benzaldehyde

Work up

Repeated the procedure on P.no. 83 with product obtained on 6/24/00

Work up

Repeated the procedure on P.no. 85

Work up

Did a column and got fine yellow, needle-shape crystals

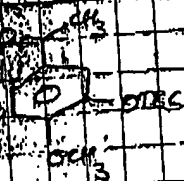
\* There was a problem with the column as the solvent was not coming out of the column. To overcome, mix the sticky compound with little silica gel and mount it over the stationary phase

Took the NMR of the pure comp'd.

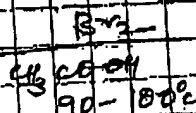
Continued running the column with the same product

Was ready to go to next step but, unfortunately found out that heating mantle was not working

Mallinath Hadimani



Methyl-III-3

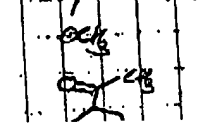
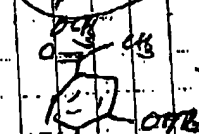
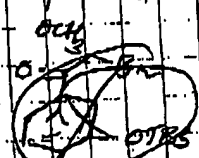
C<sub>15</sub>H<sub>20</sub>O<sub>2</sub>  
2800.0173  
5.0Br  
80 (19.7)0.0357 mls  
1.08 ml (d = 3.102 g/ml)  
4.48 g (19.7)

Methyl-III-3, PP 10 &amp; 77

Procedure - Heat about 400 ml of glacial acetic acid was heated about 90°C - 100°C in a 1000-ml RB flask. Then 5 gms of the compound was added and stirred for about 10-15 min, maintaining the temp at 90-100°C.

In an addition (dropping) funnel was dissolved 1.1 ml of Br<sub>2</sub> in 30-ml glacial AcOH. This sol<sup>n</sup> was added slowly dropwise to the sol<sup>n</sup> of the compound, maintaining the temp above 90°C. After the addition of 80% of Br sol<sup>n</sup> (~24 ml), the rxn mixture was checked by GC. The addition of remaining Br sol<sup>n</sup> was continued with careful monitoring by GC-MS.

Approx. Retention time.

Starting  
compound9.84 (Main - 24%)  
(~9.7 on GC in Lab)

GC program 120°C 10°C/min → 280°C



T. 11-81

d. 6.0 (~7 on GC in the Lab)

## Mallinath Hadigani

90

7/12/00

work up:

- \* Add water
- \* Extract with  $\text{CH}_2\text{Cl}_2$  (3 x 100-300 ml)
- \* Neutralise  $\text{CH}_2\text{Cl}_2$  layer w/  $\text{NaHCO}_3$  sol<sup>n</sup>
- \* Extract  $\text{NaHCO}_3$  layer w/  $\text{CH}_2\text{Cl}_2$  (2 x 100 ml)
- \* Collect all the  $\text{CH}_2\text{Cl}_2$  layers
- \* Extract the aq. layer w/ Ethyl acetate (3 x 100 ml)
- [i.e. the aq. layer after separating initial layers]
- \* Neutralise EtOAc layer w/  $\text{NaHCO}_3$  sol<sup>n</sup>
- \* Extract  $\text{NaHCO}_3$  layer w/ EtOAc (2 x 100 ml)
- \* Combine all EtOAc layers
- \* Mix the combined extracts of  $\text{CH}_2\text{Cl}_2$  & EtOAc
- \* Dry over  $\text{Na}_2\text{SO}_4$
- \* Rotovap

Took the NMR and GC-MS, looked very messy  
decided to run a column.

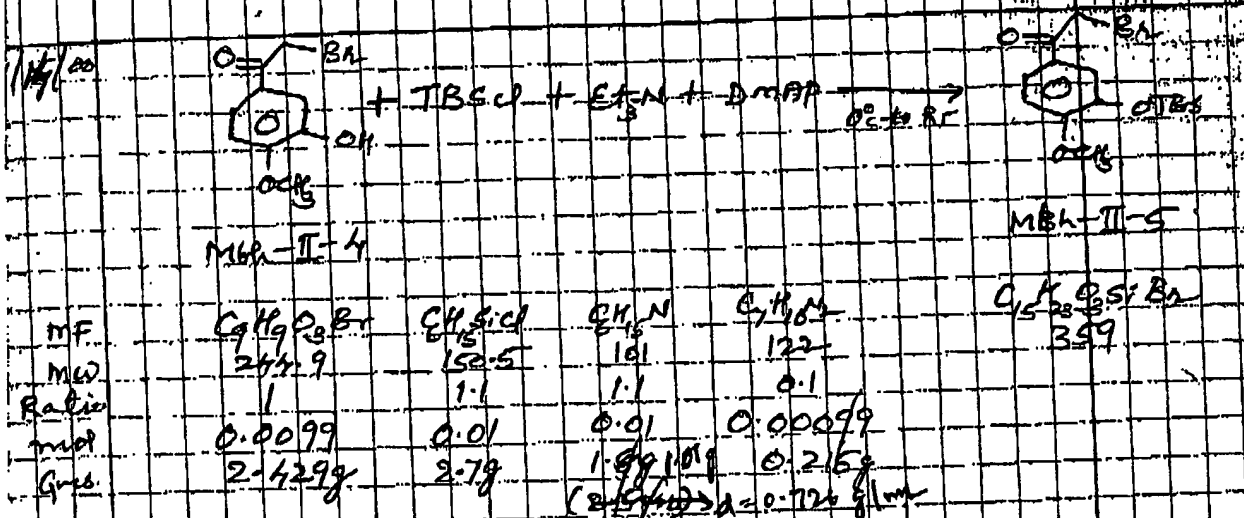
7/13/00

Did a column first @ 90:10, then 80:20 and  
finally 70:30.  
Took NMR and GC-MS of 70:30 fractions.  
good O.K. and decided to proceed.

SEE P NO. 92 FOR  
NMR & GC-MS

## Mallinath Hadingani

91

Dry CH<sub>2</sub>Cl<sub>2</sub> ~ 50 mL

Procedure: - See P.no. 81 of this book

\* Continued the rxn. for upto 36 hrs as there was significant peak on GC-MS

7/16/00 Work up: - See P.no. 81 of this book.  
Took the NMR & GC-MS, & looked okay. So decided to do a column.

7/17/00 Did a column @ 90:10 and took NMR and GC-MS.  
\* NMR indicated that, there could be MBH-II-3 as an impurity. I decided to save go ahead, after it will be a test of experience for the next step.  
FOR NMR See P.no. 84

7/18/00 Repeating the bromination rxn. on P.no. 89, with the following quantities

MBH-II-3  $\rightarrow$  10.0 gms  
 Glacial CH<sub>3</sub>COOH  $\rightarrow$  300 mL  
 Br<sub>2</sub>  $\rightarrow$  2.2 mL in 50 mL AcOH

7/19/00 Did the work up as in P.no. 90

7/21/00 Did a column, first @ 90:10, then 80:20 and finally 70:30. Column continued for 7/22/00

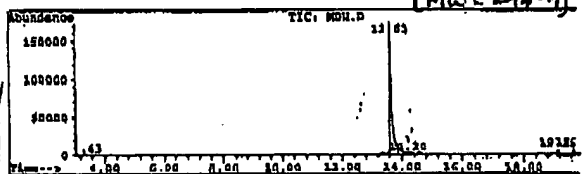
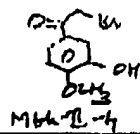
7/23/00 Took NMR and GC-MS of 70:30 fractions, and

Mallikarath Hadimani

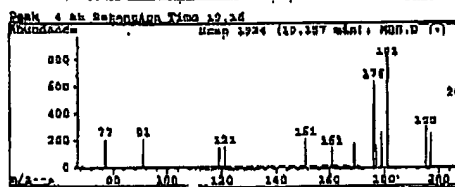
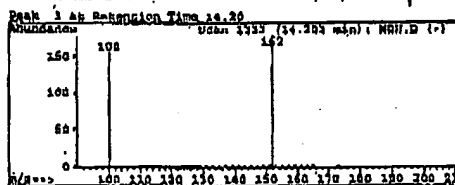
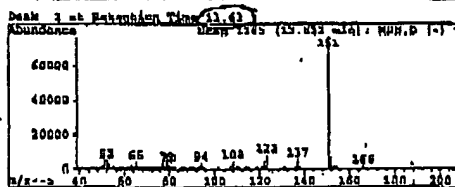
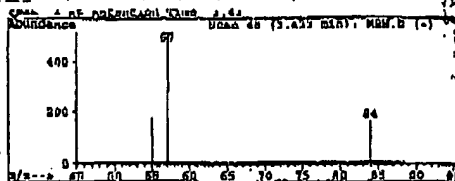
92

Area Percent Report -- Sorted by Signal

Information from Data File:  
 File : C:\MSDCHEM\1\DATA\MMH.D  
 Operator : MDD  
 Acquired : 30 Jul 100 6:32 pm using AG01000000 NMR  
 Sample Name: mmh-II-4  
 Misc Info: Bromination, After column, 70:30  
 Vial Number: 1  
 Current Meth: C:\MSDCHEM\1\METHODS\MMH.M

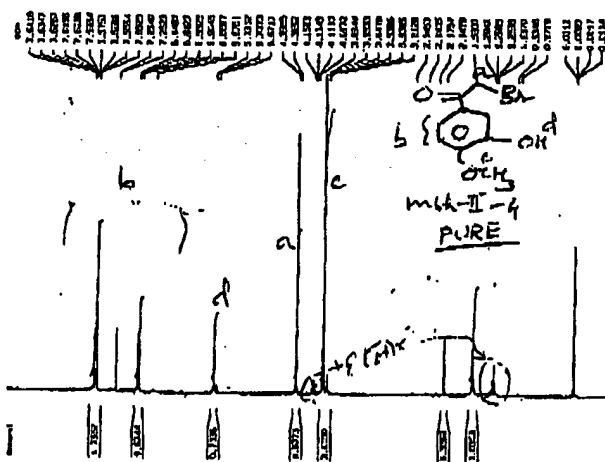


Retention Time	Area	Area %	Ratio %	Type	Width
3.483	3460	0.115	0.212	STD	0.058
13.680	623310	91.810	100.000	STD	0.286
14.303	1937	0.275	0.264	STD	0.070
18.327	23108	3.337	4.345	STD	0.185
28.683	25070	3.656	4.308	STD	0.193



C:\MSDCHEM\1\DATA\MMH.D Sun Jul 23 10:51:40 2000

mmh-II-4 is 48:12, bromination, after column 70:30, 1/29/2000

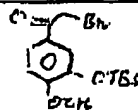


Mallinath Reddy

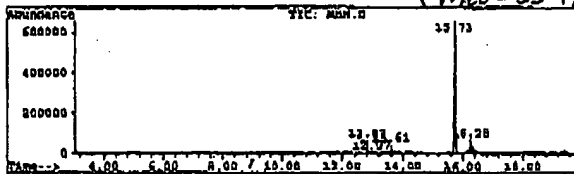
Area Percent Report -- Sorted by Signal

## Information from Data File:

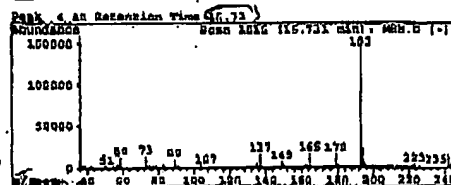
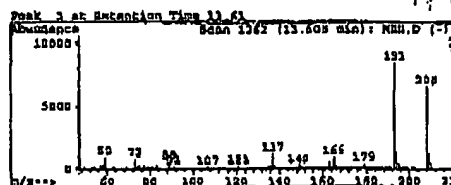
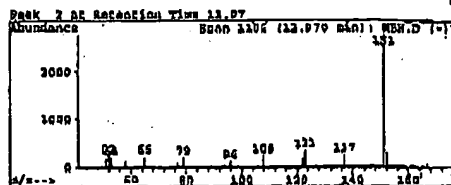
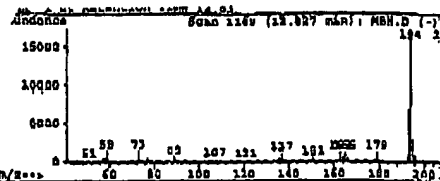
File: C:\MSDCHEM\DATA\MBH.D  
 Operator: mbh  
 Acquired: 28 Jul 200 8:40 pm using Agilent MSD  
 Sample Name: mbh-11-8  
 Scan Date: After 9.9 hrs., before work up  
 Vial Number: 5  
 Current Path: C:\MSDCHEM\DATA\MBH.D



MLA-71-5  
 (MW = 354)

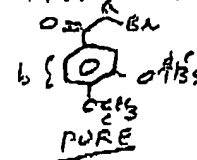
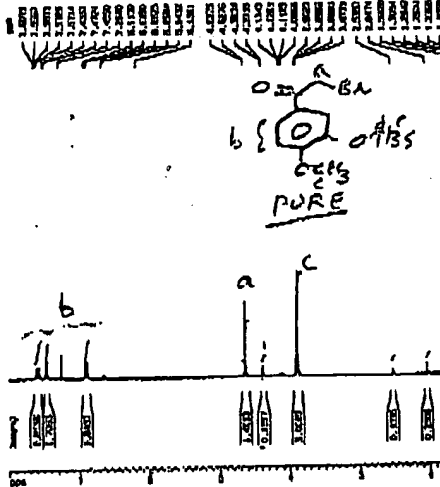
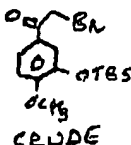
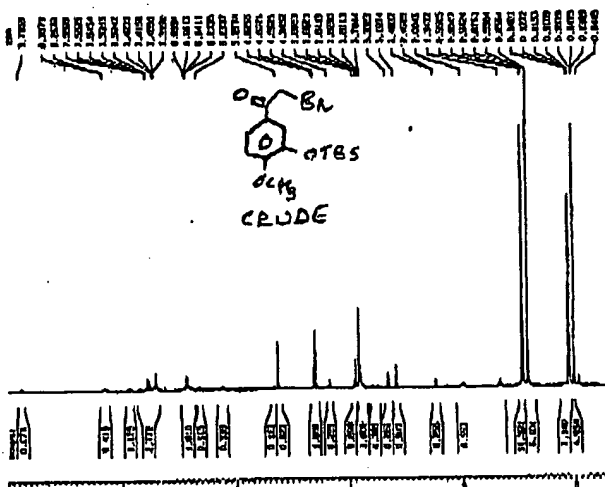


Retention Time	Area	Area %	Ratio %	Type	Width
Total Ion Chromatogram					
13.727	112260	6.086	7.610	STD	0.109
13.870	38783	1.940	2.426	STD	0.151
13.888	81233	4.266	5.373	STD	0.126
15.731	1478100	75.877	100.000	STD	0.177
15.797	139310	7.167	9.037	STD	0.093



000-11-8 (A) C13, 100%, after work up, 7/28/2000

000-11-8 (A) C13, 100%, after work up, 7/28/2000



Applicant(s): Kevin G. Pinney

Appl'n No. 10/070,484



Exhibit 8

(see attached)



121.14  
26.45 N (143) 2  
45.956

# Special 30 Day Project

appreciate

1.096



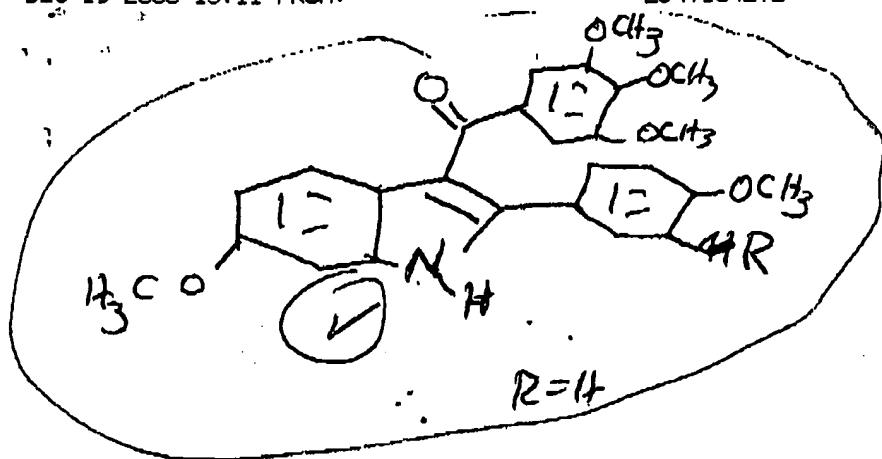
Heath  
Malli  
Jimmy  
Ann  
Chuck  
Kevin

MATTCK

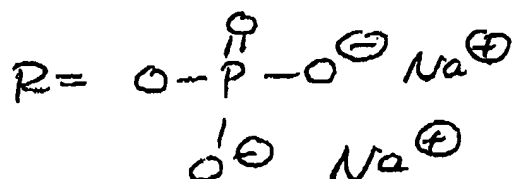
MATTCK

Beginning 3:26 PM  
~~October~~ 23, 2000  
September

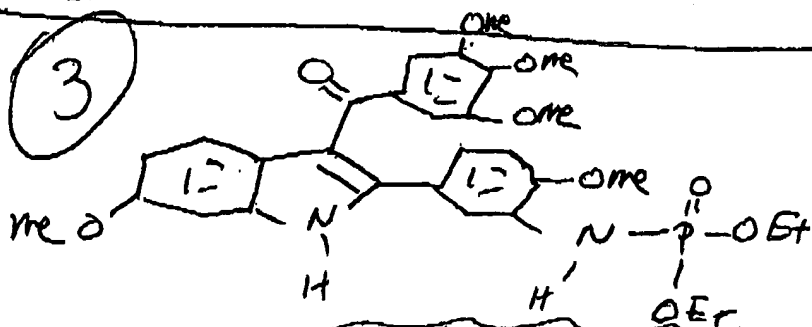
754-2335  
751-1636

Feng WangIC<sub>50</sub> 0.5  $\mu$ MGI<sub>50</sub>  $\sim 10^{-9}$  M  
nM

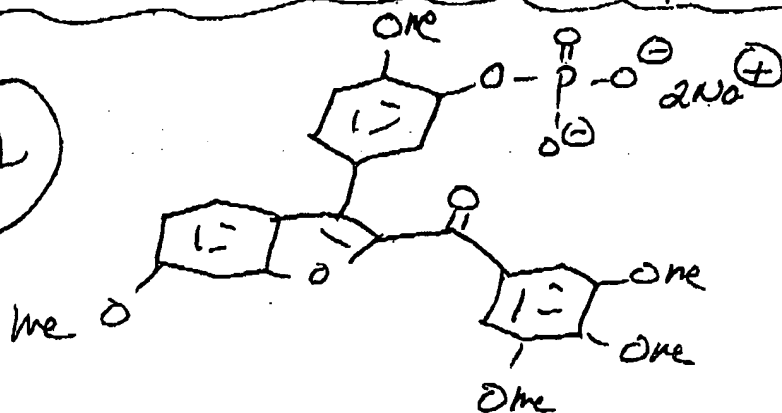
①

R=OH

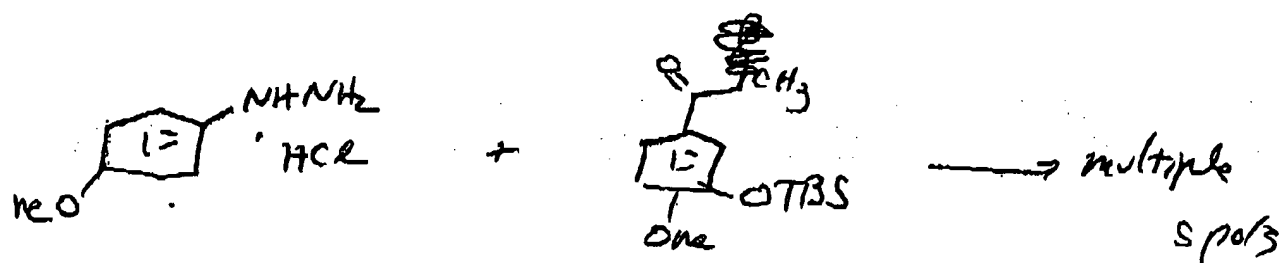
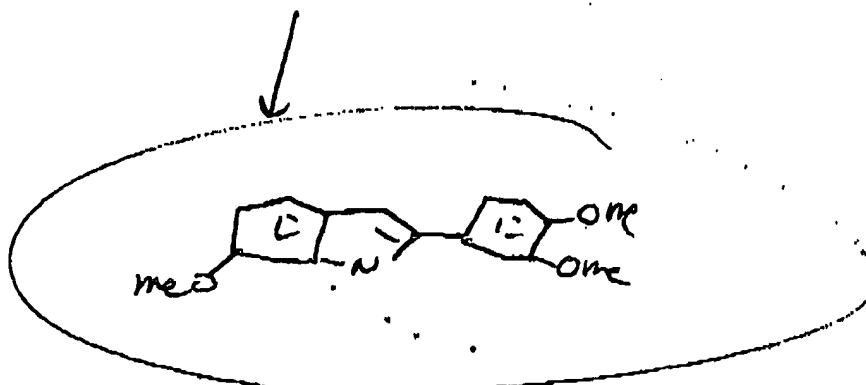
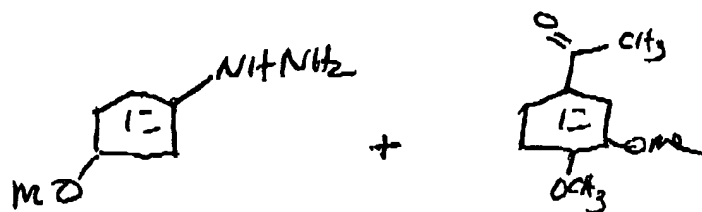
③



②



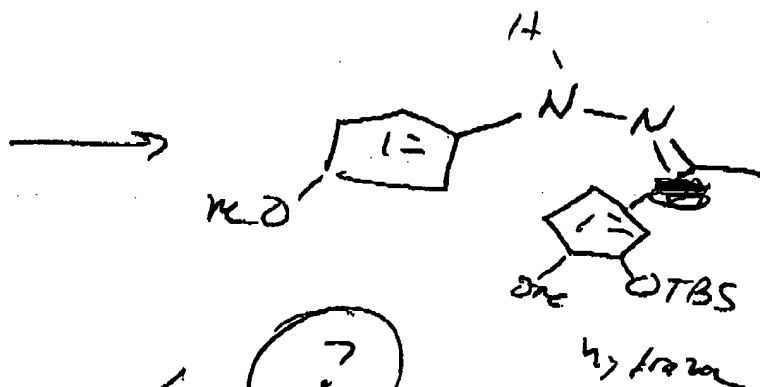
335



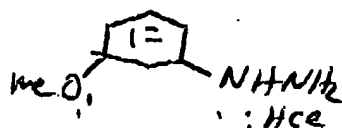
Dr. Garver

~~Free base~~

Free Base



?



Applicant(s): Kevin G. Pinney  
Appl'n No. 10/070,484

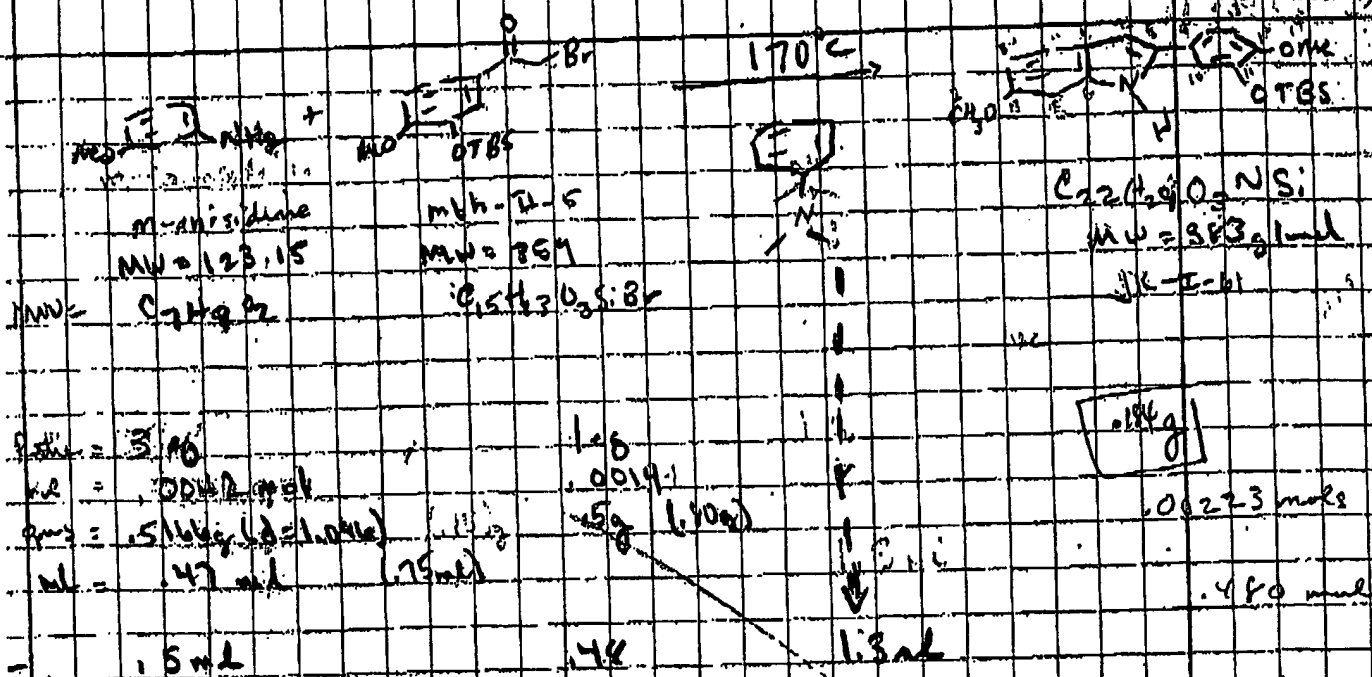


Exhibit 9

(see attached)

## Indole Reaction

9/24/0261



Ref: Thesis of Feng Wang, p. 56

## Procedure:

To a boiling mixture of .5 ml of m-anisidine and 1.3 ml dimethyl sulfoxide was added .5 g of mth-II-5 (in 4 ml EtOAc) slowly w/ a syringe. The reaction mixture was kept at reflux (170°C) for 2 hrs monitored by TLC.

## Work-up:

EtOAc was added  
 Extracted with EtOAc, braced  
 dry with Na<sub>2</sub>SO<sub>4</sub>

## TLC



TLC in 60/40

after IR stain

S<sub>1</sub> - m-anisidine  
 S<sub>2</sub> - m-anisidine  
 S<sub>3</sub> - bromide

when product is spotted a blue fluorescence is present under long wave

62

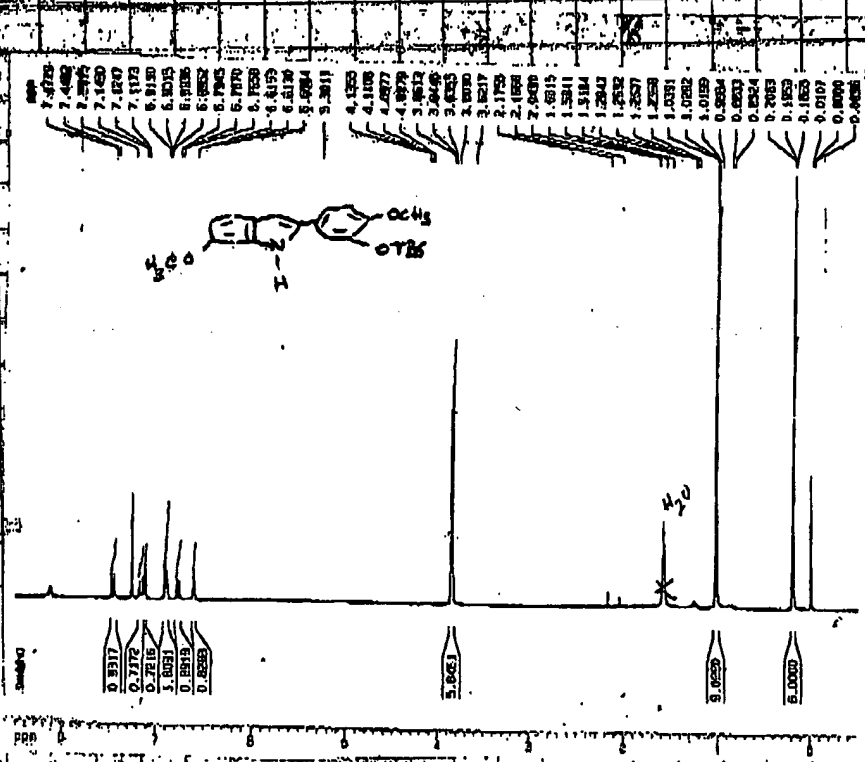
Column: hexane  
 98.1/51.1, 90/10  
 product mixture (above)  
 transition C product



A<sub>1</sub> - product  
 A<sub>2</sub> - 5 spots B  
 A<sub>3</sub> - NME taken  
 B<sub>1</sub> - NME taken  
 B<sub>2</sub> - product (over)

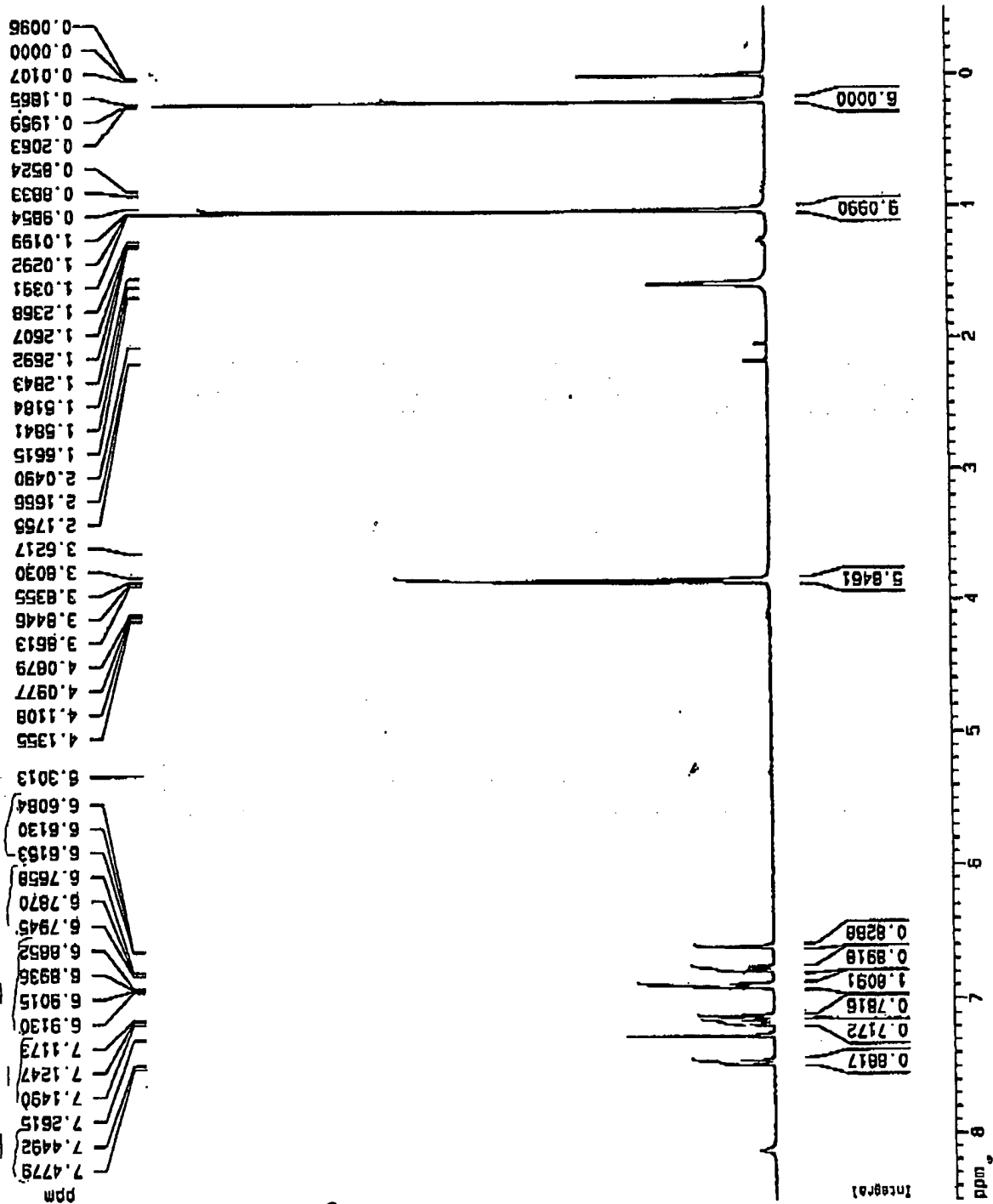
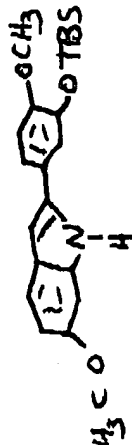
B<sub>1</sub> - orange color solid  
 - orange color solid  
 purified by recrystallization  
 into white crystals

1 yield  
 actual = 1012  
 = 272 mmol  
 20%



88

orange band in column



Current Data Parameters  
NAME junk  
EXPNO 1  
PROCNO 1

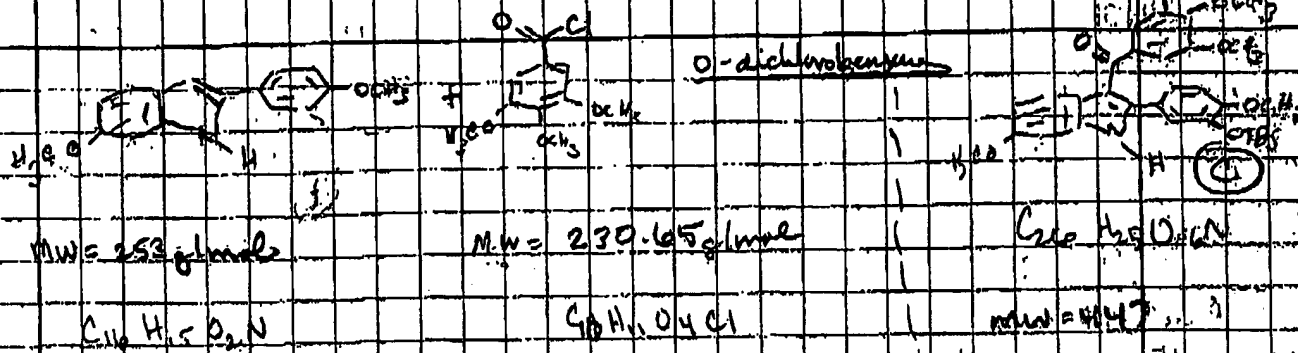
F2 - Acquisition Parameters  
Date\_ 20030903  
Time 15.06  
INSTRUM spect  
PROBHD 5 mm QNP 1H  
PULPROG zg30  
TD 65536  
SOLVENT CDCl3  
NS 16  
DS 2  
SWH 6172.839 Hz  
FIDRES 0.094150 Hz  
AQ 9.3084600 sec  
RG 574.7  
AQ 81.000 usec  
TE 300.0 K  
O1 1.0000000 sec

CHANNEL f1  
NUC1 1H  
P1 11.00 usec  
PL1 -1.00 dB  
SF01 300.1318534 MHz

F2 - Processing parameters  
SI 32768  
SF 300.1300000 MHz  
WDW 0  
SSB 0  
LB 0.00 Hz  
GB 0  
PC 1.00

1D NMR plot parameters  
CX 20.00 cm  
FYP 8.500 ppm  
F1 2551.10 Hz  
F2 -0.500 ppm  
F2 150.07 Hz  
PPH0 0.45000 ppm/cm  
HZCM 135.05850 Hz/cm

Model Reaction



1.4 g  
1.4 g  
3.95 mmol

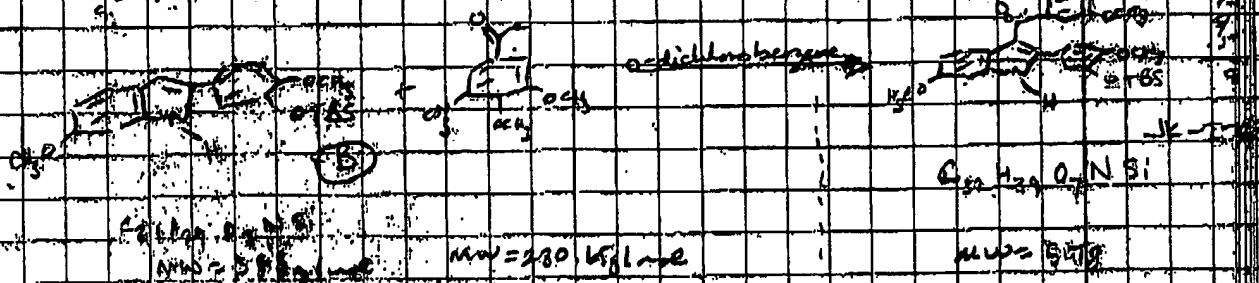
1.5 g  
1.367 g  
5.92 mmol

10 ml

To a well of 1,3-dimethoxybenzene (1.4 g, 3.95 mmol) in o-dichlorobenzene (10 ml) was added trimethoxybenzoyl chloride (1.367 g, 5.92 mmol). The reaction was refluxed for 12 hrs.

Workup - o-dichlorobenzene was removed by distillation under reduced pressure.

Reaction mixture left due to solid product.



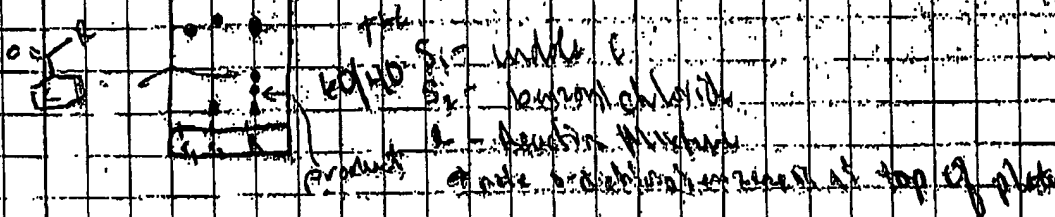
1.4 g  
1.4 g  
3.95 mmol

1.5 g  
1.367 g  
5.92 mmol

1.0 g  
1.0 g  
3.95 mmol

To a well of 1,3-dimethoxybenzene (1.4 g, 3.95 mmol) in o-dichlorobenzene (10 ml) was added trimethoxybenzoyl chloride (1.367 g, 5.92 mmol). The reaction was refluxed for 48 hrs.

Workup - o-dichlorobenzene was removed by distillation under reduced pressure.





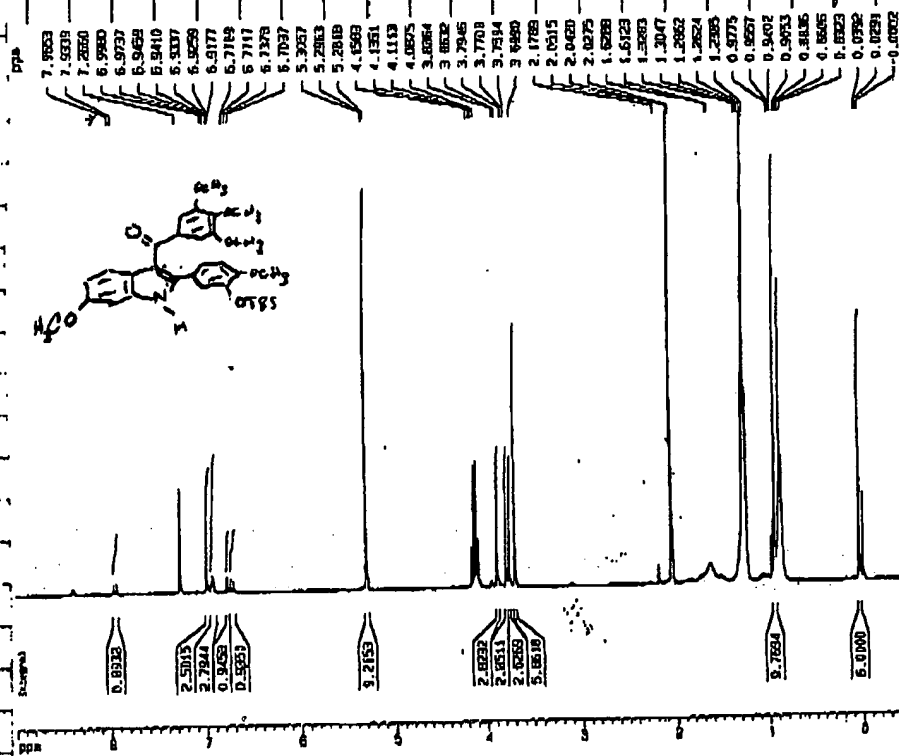
64

column done previously

1st - 90/10 - 10 min

2nd - 80/20 / 20/30 - 1 spot where product or product came out

- a second column was done to separate these compounds



(6)  
use molality



jk indole after addition of trimethoxy, after column 10/9/2000

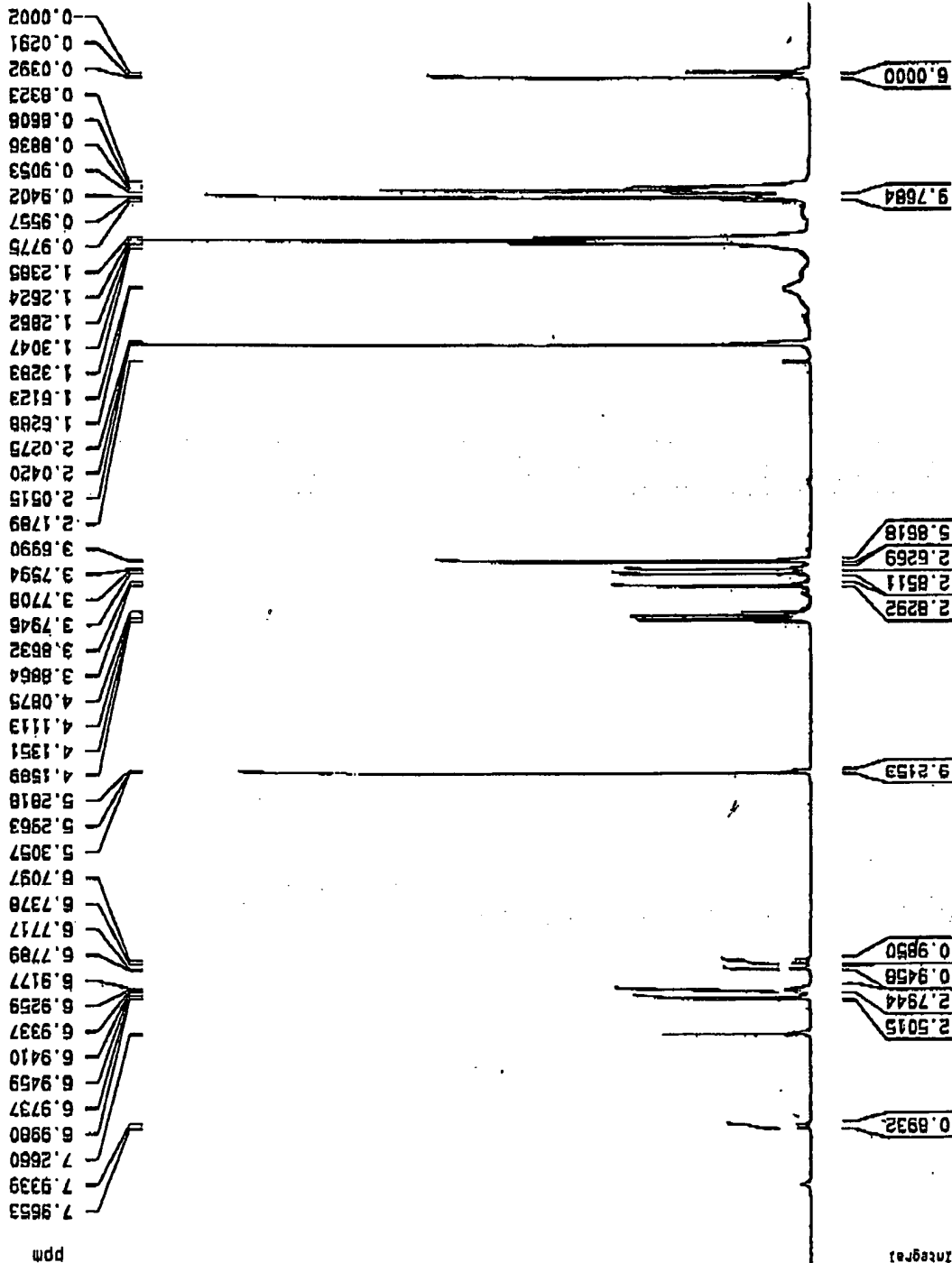
Current Data Parameters  
NAME null-11-1  
EXPNO 1  
PROCNO 1

F2 - Acquisition Parameters  
Date\_ 20001009  
Time 19:37  
INSTRUM spect  
PROBHD 5 mm QNP 1H  
PULPROG zg30  
TD 65536  
SOLVENT CDCl3  
NS 16  
DS 2  
SWH 6172.839 Hz  
FIDRES 0.094190 Hz  
AQ 5.3034660 sec  
RG 228.1  
DN 81.000 usec  
DE 5.00 usec  
TE 300.0 K  
D1 1.00000000 sec

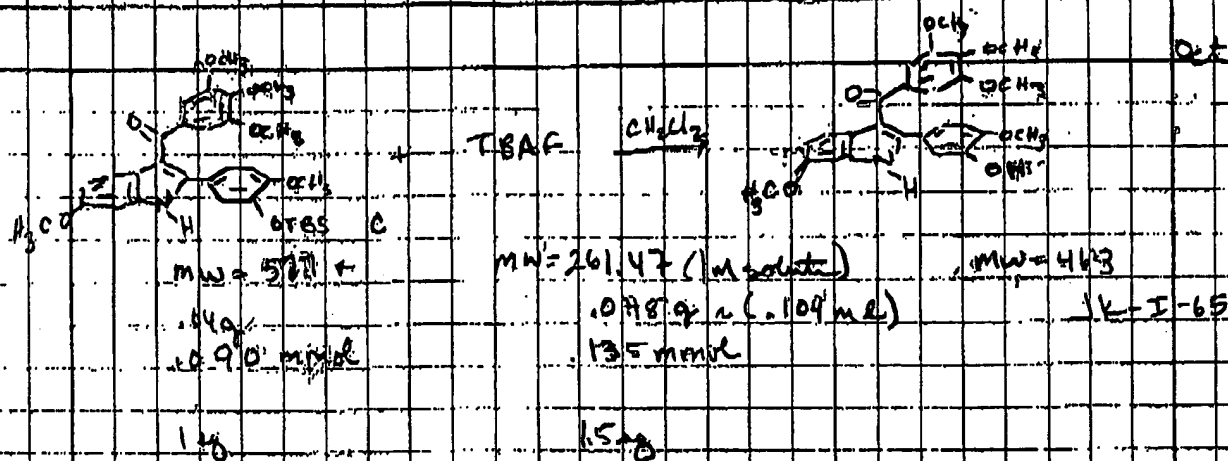
CHANNEL f1  
NUC1 1H  
P1 11.00 usec  
PL1 -1.00 dB  
SF01 300.1318534 MHz

F2 - Processing parameters  
SI 32768  
SF 300.1300047 MHz  
RG 16  
SSB 0  
LB 0.00 Hz  
GB 0  
PC 1.00

3D NMR plot parameters  
CX 20.00 dB  
FIP 9.000 ppm  
F1 2701.17 Hz  
F2 -0.500 ppm  
F2 -150.07 Hz  
FIPWID 0.47500 ppm/cm  
HZCN 142.56175 Hz/cm



Oct 19 2003



## Procedure:

The starting material was added to the reaction mixture (C) and the mixture was cooled to 0°C. A solution of TBAF in THF was added to the reaction mixture. The reaction proceeded @ 0°C for 1 hour.

Workup - H<sub>2</sub>O

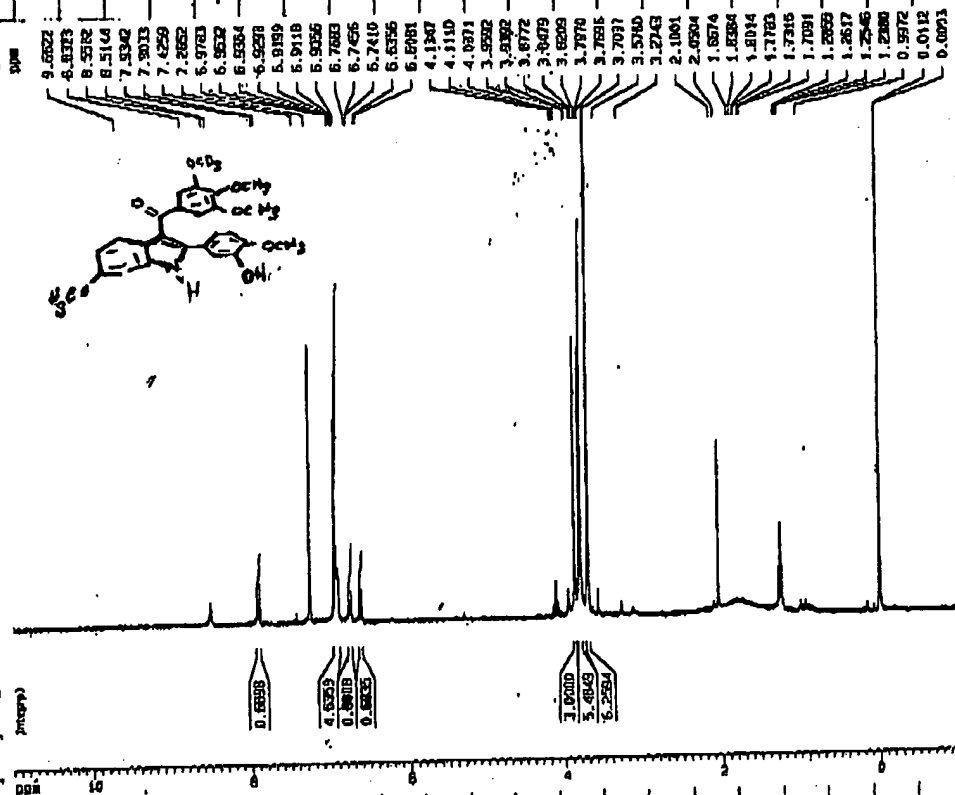
extract org layer with CH<sub>2</sub>Cl<sub>2</sub> (3x)

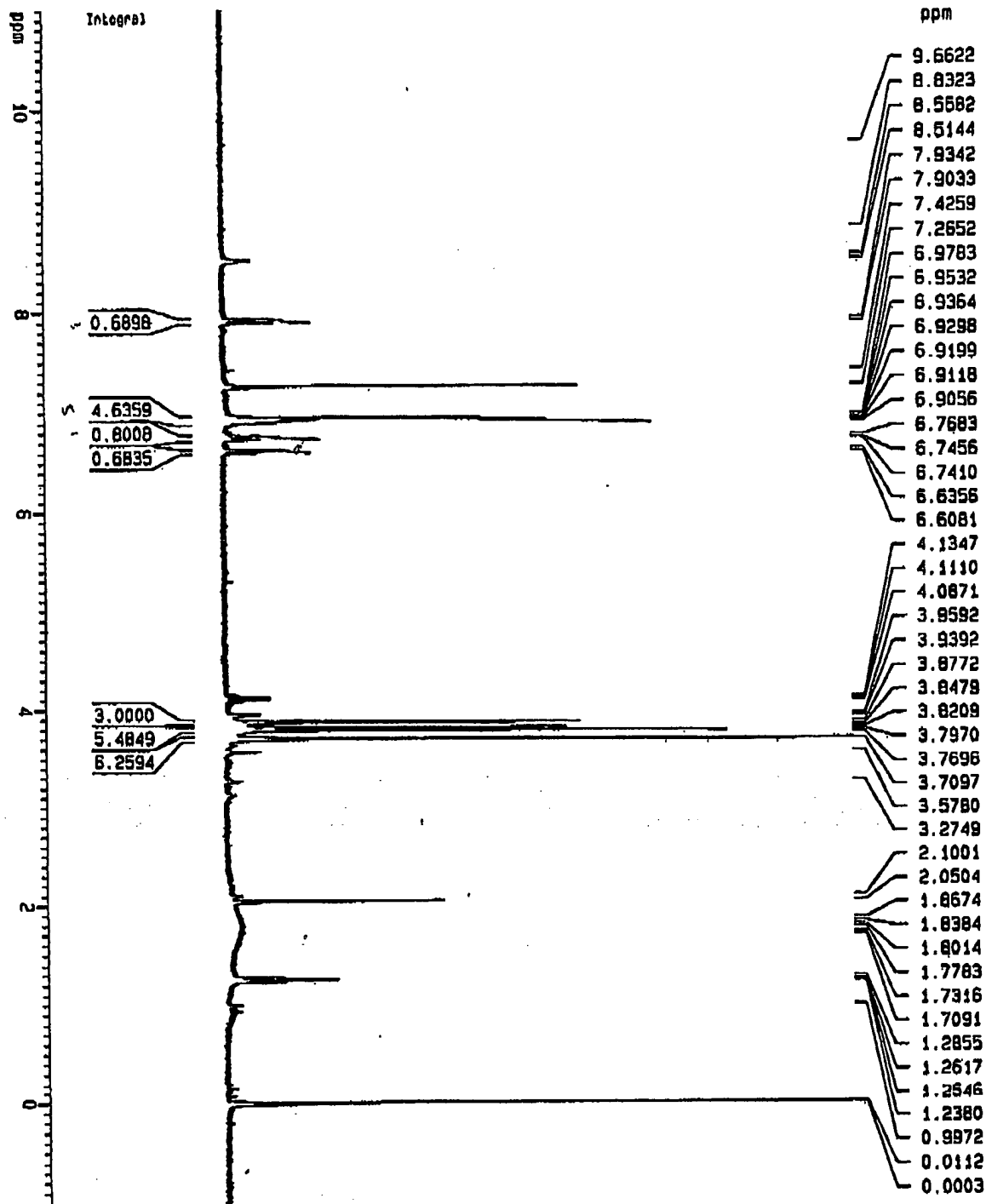
MgSO<sub>4</sub>



- column using 50/50 EtOAc/Hex.

66





Current Data Parameters

NAME jk-1-d

EXPNO 1

PROCNO 1

F2 - Acquisition Parameters

Date\_ 20001018

Time 0.05

INSTRUM spect

PROBHD 5 mm QNP 1H

PULPROG zg30

TO 65536

SOLVENT CDCl3

NS 16

DS 2

SWH 6172.829 Hz

FIDRES 0.094150 Hz

AQ 5.3084680 sec

RG 724.1

OW 01.000 usec

DE 6.00 usec

TE 300.0 K

D1 1.00600000 sec

CHANEL f1

NUC1 1H

P1 13.00 usec

PL1 -1.00 dB

SFO1 300.1318334 MHz

F2 - Processing parameters:

SI 32768

SF 300.1300439 MHz

WDW no

SSB 0

LB 0.00 Hz

GB 0

PC 1.00

10 MHz plot parameters

CX 20.00 cm

F1P 11.000 ppm

F1 3201.43 Hz

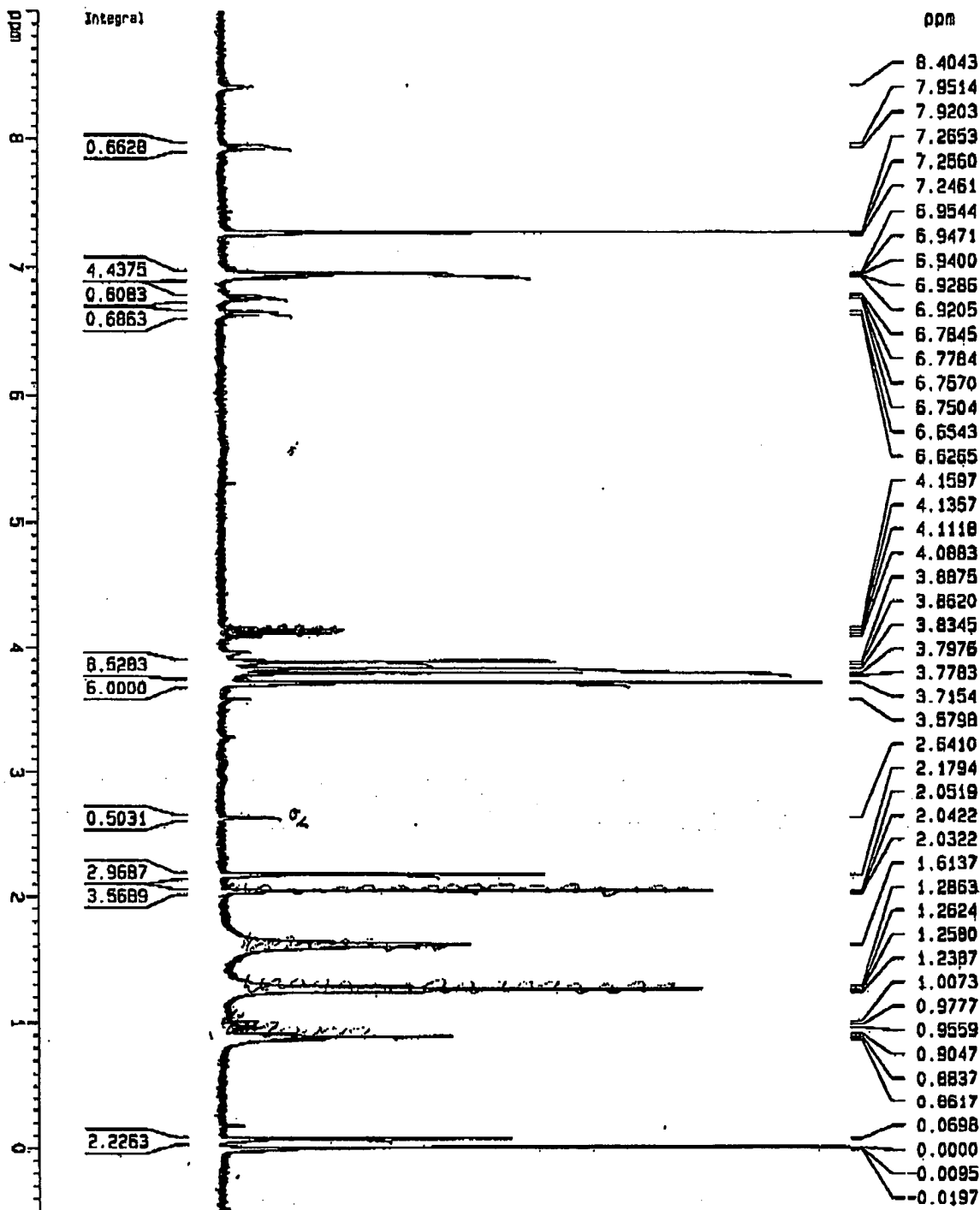
F2P -1.000 ppm

F2 -300.13 Hz

PPMCH 0.80000 ppm/cm

HZCH 180.07600 Hz/cm

(After column)



Current Data Parameters  
NAME abn-II-4  
EXPNO 1  
PROCNO 1

F2 - Acquisition Parameters  
Date\_ 20001011  
Time 14.53  
INSTRUM spect  
PROBHD 5 mm QNP 1H  
PULPROG zg30  
TD 65536  
SOLVENT CDCl3  
NS 26  
DS 2  
SWH 6172.819 Hz  
FIDRES 0.094190 Hz  
AQ 5.3084860 sec  
RG 724.1  
DE 81.000 usec  
TE 300.2 K  
TE 1.00000000 sec

Channel 11  
NUC1 1H  
P1 11.00 usec  
PL1 -1.00 dB  
SFO1 300.1318514 MHz

F2 - Processing parameters  
SI 32768  
SF 300.130043 MHz  
WDW 40  
SSB 0  
LB 0.00 Hz  
GB 0  
PC 1.00

80 user plot parameters  
CX 20.00 cm  
F1P 9.000 ppm  
F1 2701.17 Hz  
F2P -0.500 ppm  
F2 -150.07 Hz  
PRCH 0.47560 ppm/cm  
HZCM 142.56175 Hz/cm

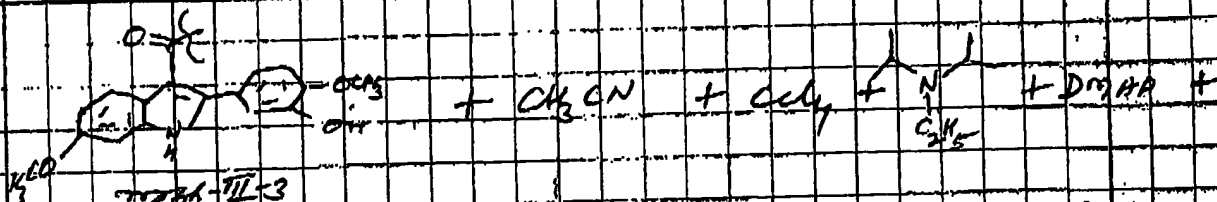
Applicant(s): Kevin G. Pinney  
Appl'n No. 10/070,484



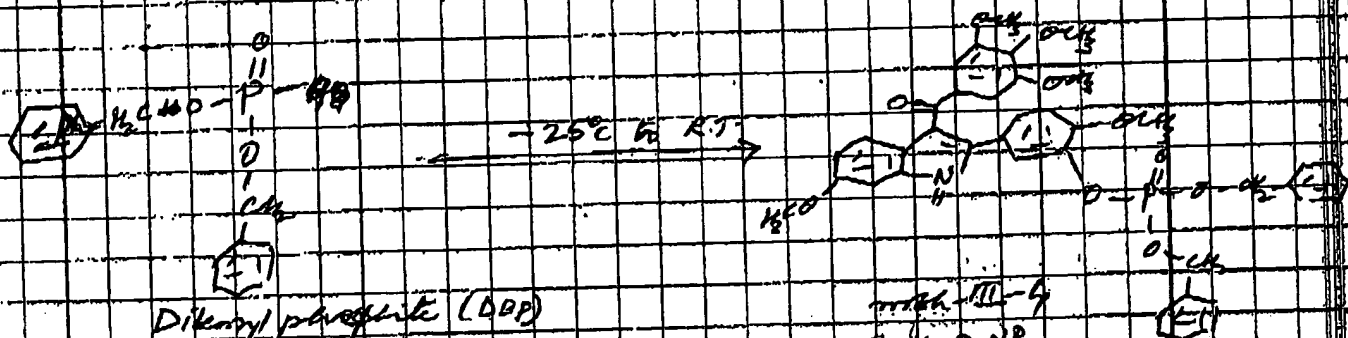
Exhibit 10

(see attached)

11/5/00



MF	$C_{16}H_{15}O_4N$	CCl <sub>4</sub>	$C_8H_{11}N$	$C_7H_{10}N_2$
MW	463	154.82	129.25	122
Ratio	1	8.8	2.1	0.1
Mols	0.2807 mmol	2.47	0.589	0.121
Gms	0.13g	4.6g	0.382g	0.074g
			$\rho = 1.594 \text{ g/mL}$	$\rho = 0.742 \text{ g/mL}$
			$\approx 0.24 \text{ mL}$	$\approx 0.1 \text{ mL}$



MF	$C_{14}H_{15}O_4P$	$C_{14}H_{15}O_4NP$
MW	282.25	293.25
Ratio	1.5	
Mols	0.4211	
Gms	0.11g	

Ref: This is P. 45

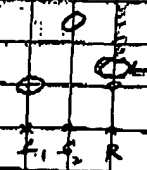
Procedure: In a large flask to a well-stirred sol<sup>n</sup> of mth-III-2, a solution of the starting material at -25°C was added 0.24 mL of CCl<sub>4</sub>. After stirring for about 15 mins, ethylisopropylamine and DMAP were added and stirred. After 10 mins, Dibenzyl phosphite was added and the mixture was stirred at -20°C, for about 2 hrs. Then, the mixture was warmed slowly to R.T. and stirred for additional 2 hrs at R.T.

Work up: About 10 mL of 0.5M K<sub>2</sub>PO<sub>4</sub> sol<sup>n</sup> was added, and the product was extracted 2 EtOAc (3 x 20 mL).

- \* Washed the organic layer with brine and water.
- \* Dried over Na<sub>2</sub>SO<sub>4</sub> and solvented.



70% EtOAc



Product (yellow lat. on TLC)

S1 → with III-3

S2 → Dibenzyl phosphite

R → Rem. mixture

After about 3 hr. starting at R.T.

11/6/03

Did a column.

Loaded E EtOAc.

Hexanes, 40% EtOAc, 50% EtOAc, 70% EtOAc, 80% EtOAc, 90% EtOAc

50% → Nothing eluted

70% EtOAc → Got the prod.

70% EtOAc



Prod.

Unreacted with III-3

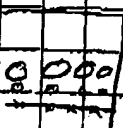
11/7/03

Took the NMR & looked little messy, so decided to do another column.

11/8/03

Did a second column.

→ Loaded the column E EtOAc and eluted E 50% EtOAc

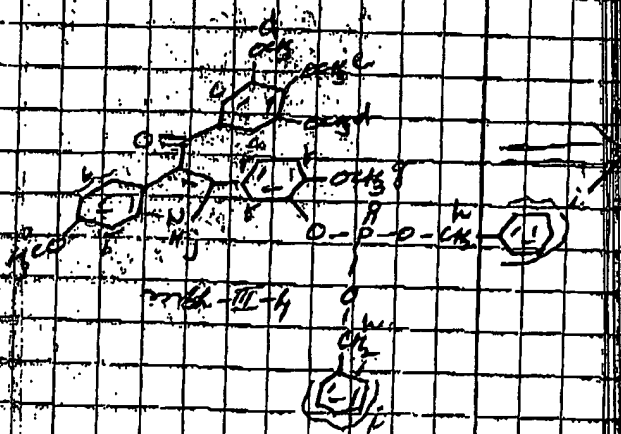
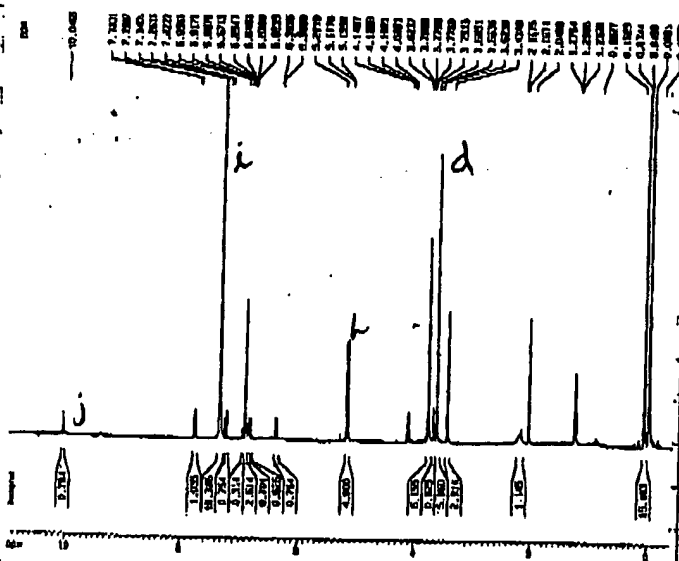


collected these and first NMR

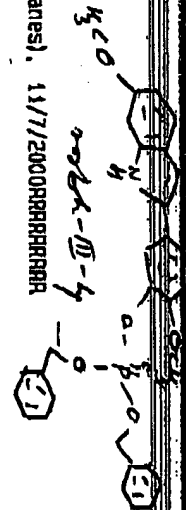
11/10/03

Took the NMR & looked good and decided to go ahead.

400-111-4 in CDCl3, 1H NMR, 11/10/2003



mbh-III-4 in CDCl3, after column, 60:40 (EtOAc: Hexanes), 11/7/2000RRRRRRRR



Current Data Parameters  
NAME mbh14106  
EXPNO 1  
PROCNO 1

F2 - Acquisition Parameters

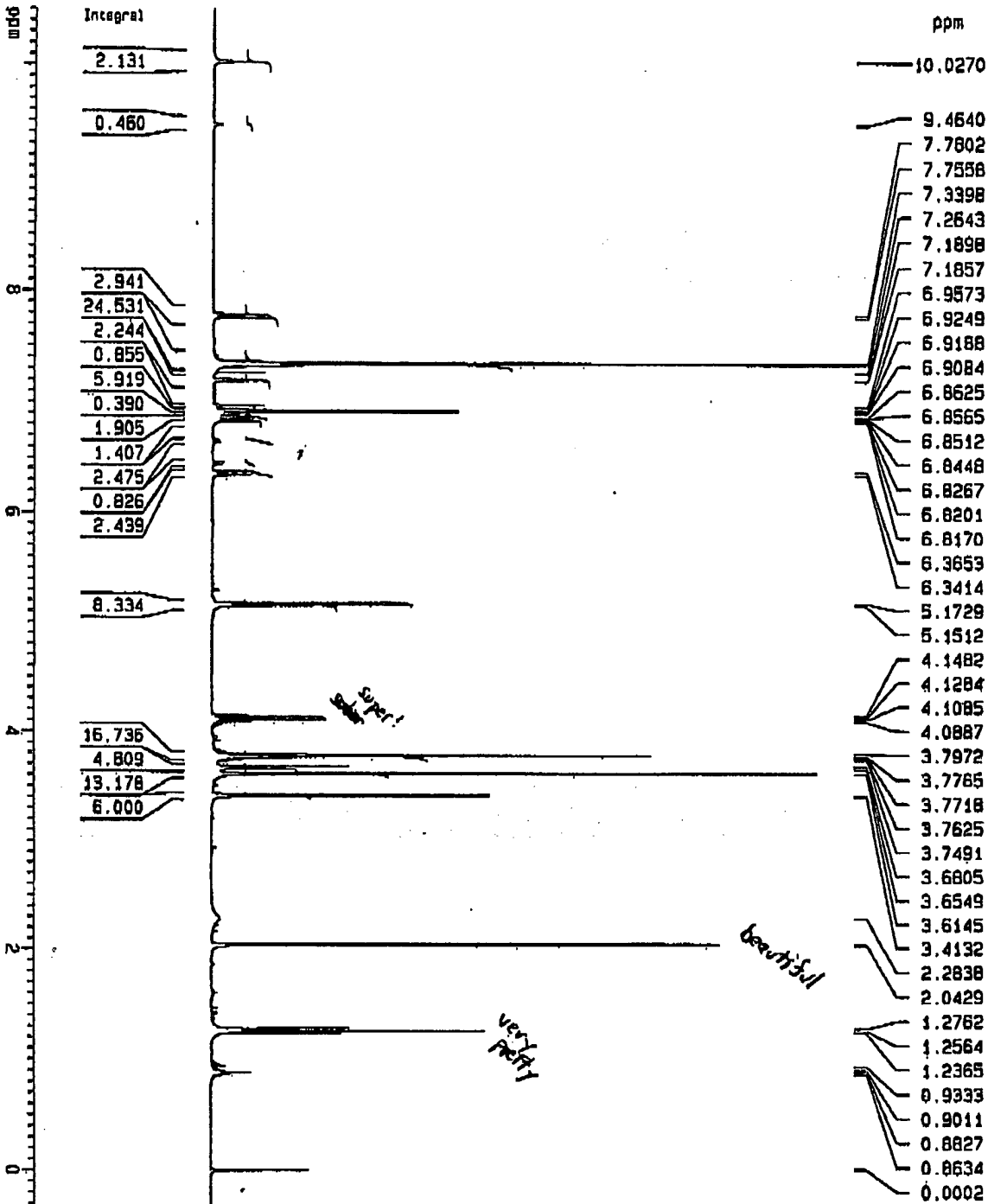
Date 701106  
Time 10.31  
PULPROG zg30  
SOLVENT CDCl3  
AQ 6.9468360 sec  
FIDRES 0.071975 Hz  
DQ 106.0 usec  
RG 128  
NUCLEUS 1H  
HL1 1 dB  
D1 1.0000000 sec  
P1 11.8 usec  
DE 132.5 usec  
SF01 360.1359680 MHz  
SMH 4716.98 Hz  
TO 65536  
NS 16  
DS 2

F2 - Processing parameters

SI 32768  
SF 360.1339820 MHz  
WDW NO  
SSB 0  
LB 0.00 Hz  
GB 0  
PC 1.00

1D NMR plot parameters

CX 20.00 cm  
F1P 10.500 ppm  
F1 3781.41 Hz  
F2P -0.500 ppm  
F2 -180.07 Hz  
PPMCM 0.55000 ppm/c  
HZCM 198.07368 Hz/cm



boh-111-4 in CDCl3, after 11 column, 50:50, 11/10/2000

Current Data Parameters  
NAME mboh14120  
EXPNO 1  
PROCNO 1

F2 - Acquisition Parameters

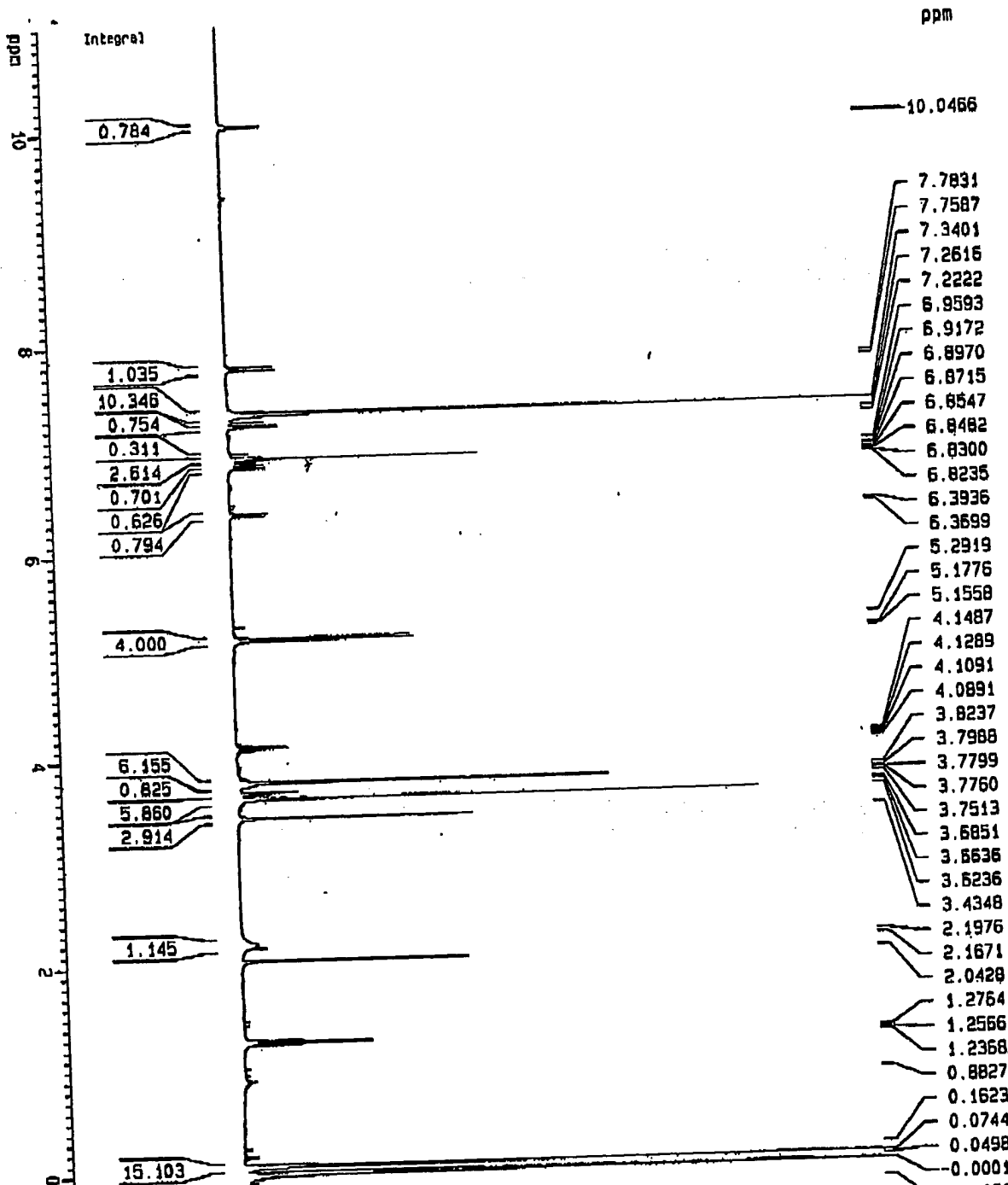
Date 701109  
Time 0.35  
PULPROG zg30  
SOLVENT CDCl3  
AQ 6.9468360 sec  
FIDRES 0.071975 Hz  
DQ 106.0 usec  
RG 128  
NUCLEUS 1H  
HL1 1 dB  
O1 1.000000 sec  
P1 11.8 usec  
DE 132.5 usec  
SFO1 360.1359680 MHz  
SMH 4716.98 Hz  
TO 65536  
NS 16  
DS 2

F2 - Processing parameters

SF 32768  
SF 360.1339833 MHz  
WDW no  
SSB 0  
LB 0.00 Hz  
GB 0  
PC 1.00

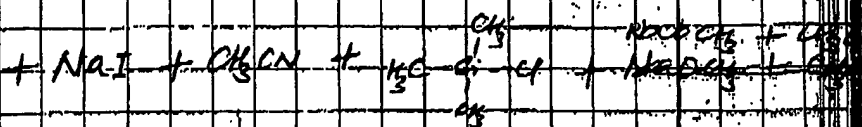
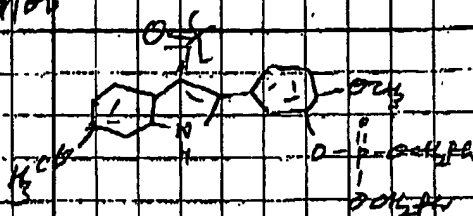
10 NMR plot parameters

CX 20.00 cm  
F1P 11.000 ppm  
F1 3961.47 Hz  
F2P -0.500 ppm  
F2 -180.07 Hz  
PPMCM 0.57500 ppm/c  
HZCM 207.0703 Hz/cm

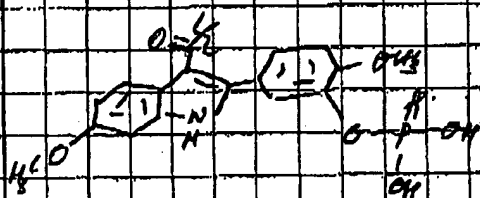


28

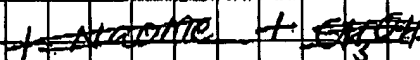
11/19/00



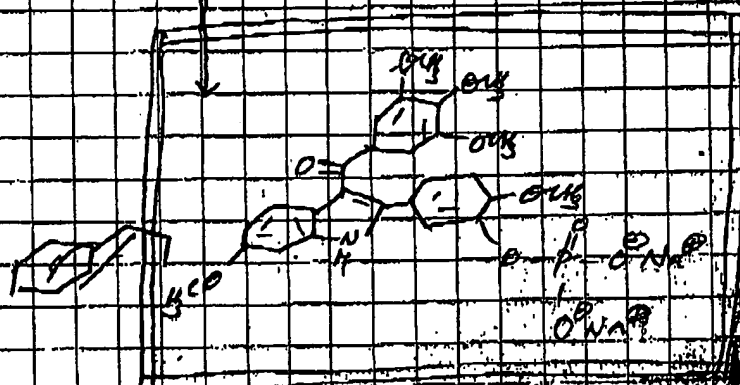
ME	MAH-III-4	MAH	549.4	CH <sub>3</sub> ONa
MW	C <sub>40</sub> H <sub>58</sub> O <sub>10</sub> NP	149.9	108.64	54
Ratio	1	2	2	2
sample	0.076	0.152	0.152	0.152
Gram	0.055g	0.023g	0.0165g	0.0062g
		1.5mL	$d = 0.856 \text{ g/mL}$ $\approx 0.02 \text{ mL}$	



MAH-III-5a



ME  
MW  
Ratio  
sample  
Gram



MAH-III-5a

C<sub>40</sub>H<sub>58</sub>O<sub>10</sub>NP

587.42

m.p. = 197-200

4\*

Ref:- 'Anti-Cancer drug design', 1998, 13, 183-91 and  
Zak's thesis P. no. 45

Procedure: To a well stirred sol<sup>n</sup> of orth-III-4 and NaI in dry  
acetonitrile at R.T. was added Chloroacetic acid  
and stirred at R.T. for 40 mins.

\* Checked by TLC. \* After adding TMS-d, the color of the  
reaction mixture was changed to orange.

70:30 EtOAc

S → orth-III-4

R → Rxn. mixture

\* All the spots yellow on TLC

S R ~ 1st.

After 40 mins

- \* Water was added slowly followed by 5 mL of 10% Sodium  
thiosulfate sol<sup>n</sup> (to remove the yellowish-brown color)
- \* The organic phase was separated and the aqueous  
layer was extracted with EtOAc (4 x 10 mL)
- \* The combined organic layer is rotovaped to get  
white/yellowish-white powder (orth-III-5a) which was  
dissolved in 1.5 mL of dry methanol
- \* Then, 0.0082 g of NaOMe was added and stirred over  
night at R.T.

11/12/00

Checked by both normal and reversed phase (RP) TLC  
⇒ No change

70:30 EtOAc

70:30 (No: Hexapent)

RP

- \* Continued stirring till evening and checked by TLC  
⇒ No change
- \* Added one more equivalent of NaOMe and stirred  
over night.

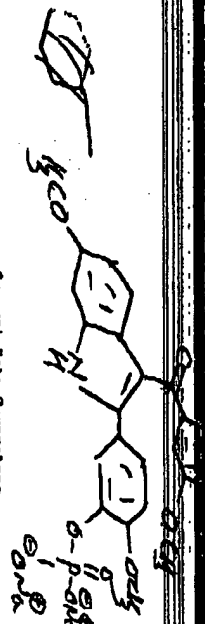
11/13/00

Checked by TLC (RP)

⇒ No change

- \* Rotovaped methanol and recrystallized from  
methanol and water, and left in the refrigerator  
overnight.

rdh-11-23 in 020, sample from the vial file, 07/05/2002



(37)

Current Data Parameters  
NAME rdh-11-23  
EXPRO 1  
PROCNO 1

F2 - Acquisition Parameters  
Date 2002/07/05  
Time 23.25

INSTRUM spect  
PROBHD 5 mm QNP 1H/1

PULPROG zg30  
TO 656316

SOLVENT CDCl<sub>3</sub>  
NS 15

OS 2  
SNH 6172.839 Hz

FTRES 0.094190 Hz  
AQ 5.3084660 sec

RG 362  
OR 61.000 usec

DE 8.00 usec  
TE 300.0 K

D1 1.00000000 sec

===== CHANNEL f1 =====  
NUC1 1H

P1 11.00 usec  
PL1 -1.00 dB

SFO1 300.1318314 MHz

F2 - Processing parameters  
SI 32768

SF 300.1295628 MHz

WDW no

SSB 0

LB 0.00 Hz

GB 0

PC 1.00

NO NMR plot parameters  
CX 20.00 CO

CY 16.89 CO

F1P 8.916 ppm

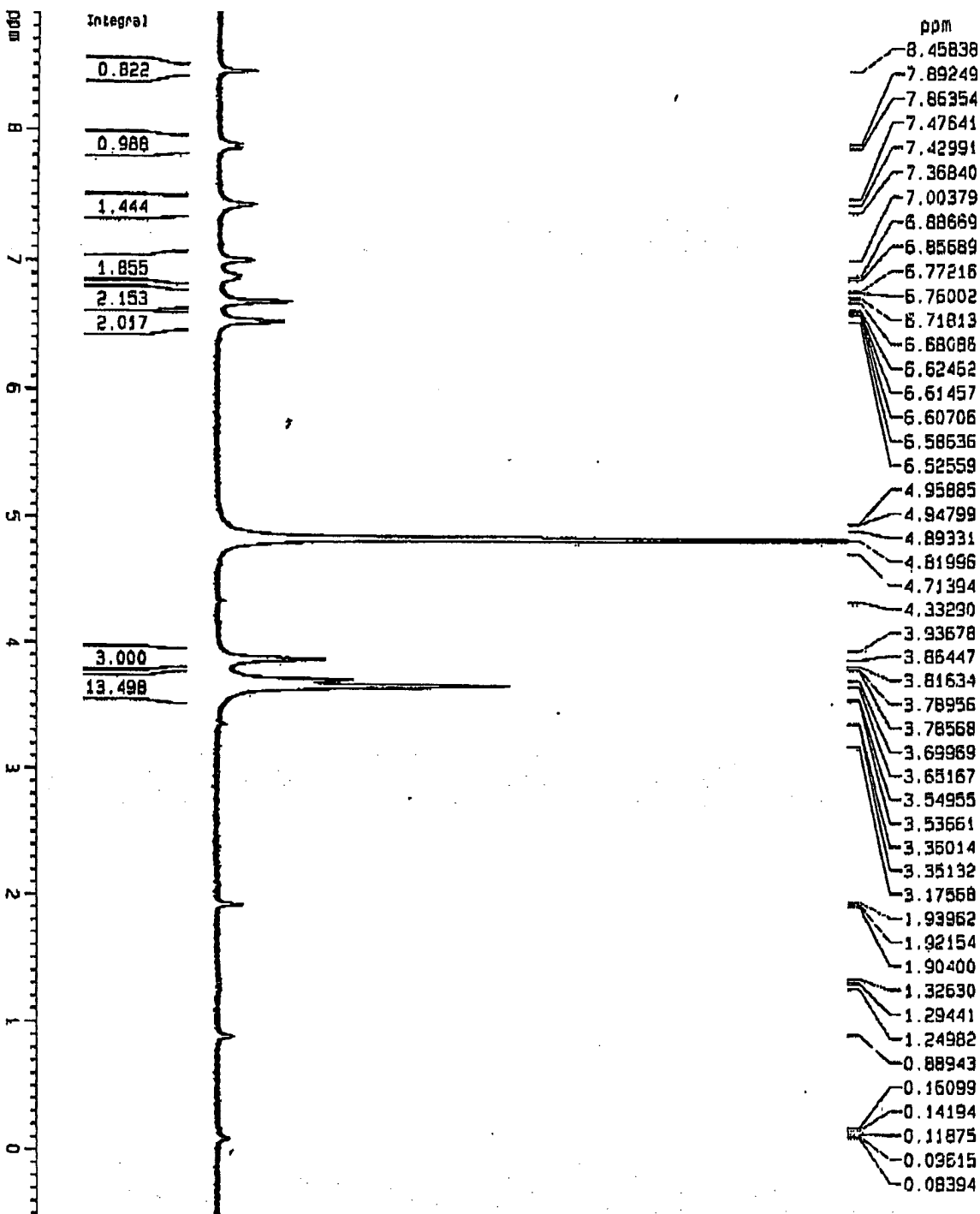
F1 2675.86 Hz

F2P -0.524 ppm

F2 -157.36 Hz

PRQCN 0.47200 ppm/cm

H2CN 141.66122 Hz/cm



Integral  
0.822  
0.988  
1.444  
1.855  
2.153  
2.017

3.000  
13.498

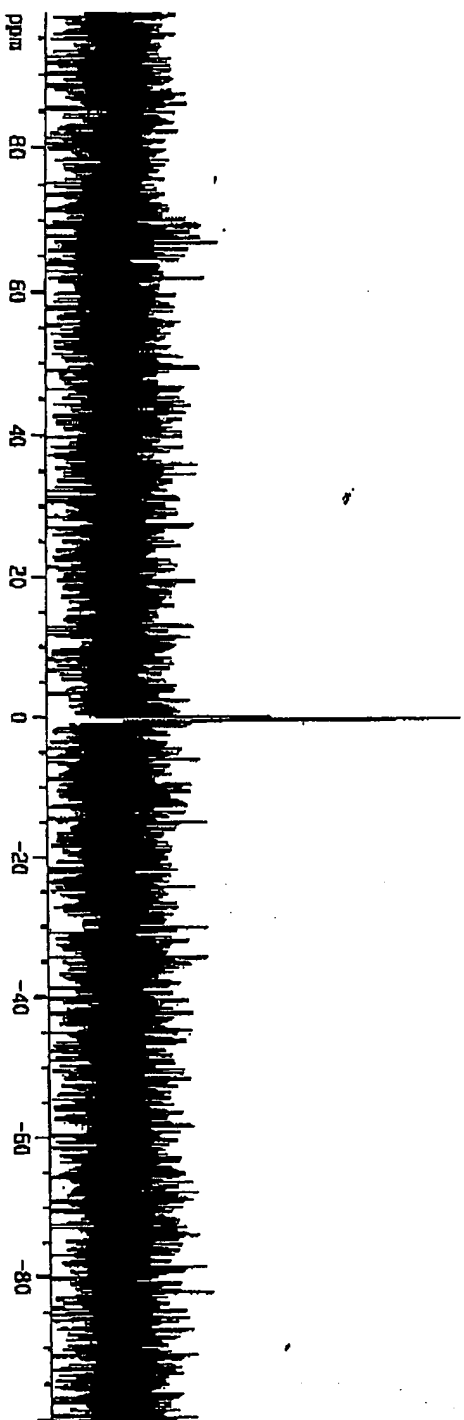
ppm  
8.45838  
7.89249  
7.86354  
7.47641  
7.42991  
7.36840  
7.00379  
6.88669  
6.85689  
6.77216  
6.76002  
6.71813  
6.68088  
6.62462  
6.61457  
6.60706  
6.58636  
6.52559  
4.95885  
4.94799  
4.89331  
4.81996  
4.71394  
4.33290  
3.93678  
3.86447  
3.81634  
3.78956  
3.78568  
3.69969  
3.65167  
3.54955  
3.53661  
3.36014  
3.35132  
3.17568  
1.93962  
1.92154  
1.90400  
1.32630  
1.29441  
1.24982  
0.88943  
0.16099  
0.14194  
0.11875  
0.09615  
0.08394

108

mth-II-23 in D2O. Sample from the vial file. 07/05/2002

ppm

-0.2553



Current Data Parameters  
NAME mth-II-23  
EXPTNO 1  
PROCNO 1

## F2 - Acquisition Parameters

Date\_ 20020705  
Time 23.45  
INSTRUM spect  
PROBHD 5 mm DPX 1H/1  
PULPROG zgpg30  
TD 65536  
SOLVENT Acetone  
NS 150  
DS 4  
SHF 400.151 801 MHz  
FIDRES 0.745220 Hz  
AQ 0.673424 sec  
RG 7298.2  
DM 10.275 usec  
DE 8.08 usec  
TE 300.0 K  
D1 2.00000000 sec  
d11 0.03000000 sec  
d12 0.00020000 sec

## F1 - Processing Parameters

NAME CHANNE F1  
NUC1 13P  
P1 8.50 usec  
PL1 0.00 dB  
SF01 121.4886262 MHz

## F2 - Processing Parameters

NAME CHANNE F2  
NUC2 1H  
PCPRG2 100.00 usec  
PL2 -1.00 dB  
PL12 19.00 dB  
PL13 20.00 dB  
SF02 300.1312005 MHz

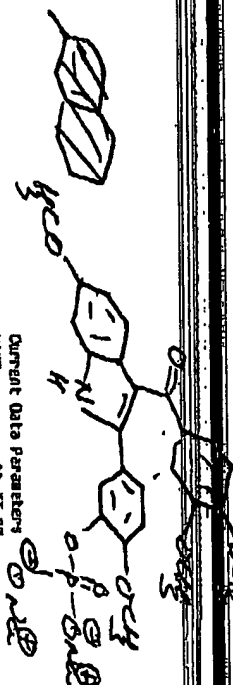
## F2 - Processing Parameters

SI 32768  
SF 121.4907610 MHz  
WDW EM  
SSB 0  
LB 1.00 Hz  
GB 0  
PC 1.40

## 1D 1H plot parameters

CX 20.00 cm  
CY 4.91 cm  
F1P 98.448 ppm  
F1 11950.52 Hz  
F2P -100.117 ppm  
F2 -12163.67 Hz  
FREQM 5.92225 ppm/cm  
HZCM 1206.2286 Hz/cm

rbh-II-23 in Q20 Sample in the vial file, 07/06/2002



Current Data Parameters

NAME rbh-II-23  
EXPNO 5  
PROCNO 1

F2 - Acquisition Parameters

Date\_ 20020706  
Time 9.59  
INSTRUM spect  
PROBHD 5 mm QNP 1  
PULPROG zgpg30  
TD 65536  
SOLVENT CDCl3  
NS 500  
DS 4  
SWH 17985.611 Hz  
FIDRES 0.27435 Hz  
AQ 1.8215668 sec  
RG 1299.2  
CF 27.800 usec  
CQ 8.00 usec  
TE 300.0 K  
Q1 2.0000000 sec  
Q2 0.0300000 sec  
Q3 0.0000000 sec  
Q4 0.0000000 sec

CHANNEL F1

NUC1 1H  
P1 10.00 usec  
PL1 -3.00 dB  
SFO1 75.473263 MHz

CHANNEL F2

NUC2 1H  
P2 100.00 usec  
PL2 -1.00 dB  
PL12 19.00 dB  
PL13 20.00 dB  
SFO2 100.1312005 MHz

F2 - Processing parameters

SF 32768  
SF 75.467150 MHz  
WDW EM  
SSB 0  
LB 1.00 Hz  
GB 0  
PC 1.40

10 user parameters

CX 20.00 cm  
CY 12.50 cm  
F1P 215.000 ppm  
F1 16225.56 Hz  
F2P -377.34 Hz  
F2 11.00000 ppm/cm  
SFOCN 810.14450 Hz/cm

